House of Representatives

Number 18 Tuesday, April 2, 2013

The House was called to order by the Speaker at 2:30 p.m.

Prayer

The following prayer was offered by Reverend D.H. Dawkins, Sr. of Praise Tabernacle International, upon invitation of Rep. Rogers:

Most gracious and loving God, we come to You this hour, asking for Your presence, Your wisdom, guidance, and blessings, as we are gathered together. We pray for guidance in the matters at hand and ask that You would clearly show us how to conduct our work with a spirit of unity and excellence. We pray for efficiency, strategy, and success according to Your will. Give us the desire to acknowledge and please You in all our ways. Cleanse and forgive us for any wrong that we have done to You or to each other. Help us to trust You even when it seems like we can't trace You. We pray for all the institutions of society that are under our governance—family, religion, education, health, agriculture, economics, politics, science, defense and security, and media and entertainment. We pray that godly ethics and values, integrity and morale, justice and righteousness, will be the results of our decisions and leadership.

Remember every home and family represented here today. As we serve our country and state, please take care of our personal homes and families, as well. Touch the bodies of those who may not be well even today. Where there's depression, give us joy and peace. Where there are insecurities, give us security and an assurance of Your purpose for our lives. Where there's arrogance and pride, remind us to humble ourselves under Your hand. Where there is hate, may love abide. Where there is division, let there be unity. Where there is deception, let there be honesty. Where there is strife, may there be peace. Where there is lack, give us plenty. Heal physical, mental, emotional, and spiritual ailments, and make Your people and Your land whole. Whatever is crooked, make it straight. Whatever's wrong, make it right. Bring high places down and raise low places up. Open doors that need to be opened and lock doors that need to be locked. Order our steps and our stops. Give us insight and spiritual discernment beyond what we see on the surface that we may be accurate and successful stewards of this great state and nation. May Your sun shine and reign over this great Sunshine State forever, we pray. Add super to our natural and extra to our ordinary. We thank You again for Your loving kindness and Your tender mercies. Grant our requests we pray, Amen.

The following members were recorded present:

Session Vote Sequence: 53

Speaker Weatherford in the Chair.

Adkins Artiles Bileca Broxson
Ahern Baxley Boyd Caldwell
Albritton Berman Bracy Campbell
Antone Beshears Brodeur Castor Dentel

Clarke-Reed Clelland	Holder Hood	Perry Peters	Saunders Schenck
Coley	Hudson		Schwartz
Combee		Pigman Pilon	
	Hutson		Slosberg
Corcoran	Ingram	Porter	Smith
Crisafulli	Jones, M.	Powell	Spano
Cruz	Jones, S.	Precourt	Stafford
Cummings	Kerner	Pritchett	Stark
Danish	La Rosa	Raburn	Stewart
Davis	Lee	Rader	Stone
Diaz, J.	Magar	Rangel	Taylor
Diaz, M.	Mayfield	Raschein	Thurston
Dudley	McBurney	Raulerson	Tobia
Eagle	McGhee	Ray	Torres
Edwards	McKeel	Reed	Trujillo
Fasano	Metz	Rehwinkel Vasilinda	Van Zant
Fitzenhagen	Moraitis	Renuart	Waldman
Fresen	Moskowitz	Richardson	Watson, B.
Fullwood	Nelson	Roberson, K.	Watson, C.
Gaetz	Nuñez	Rodrigues, R.	Weatherford
Gibbons	Oliva	Rodríguez, J.	Williams, A.
Gonzalez	O'Toole	Rogers	Wood
Goodson	Pafford	Rooney	Workman
Grant	Passidomo	Rouson	Young
Harrell	Patronis	Santiago	Zimmermann

(A list of excused members appears at the end of the *Journal*.)

A quorum was present.

Pledge

The members, led by the following, pledged allegiance to the Flag: Kelyce Allen of Tallahassee at the invitation of Rep. Taylor; CJ Bennett of Tallahassee at the invitation of Rep. Stark; Jared Bethke of Tallahassee at the invitation of Rep. Coley; Kathryn Brooks of Tallahassee at the invitation of Rep. A. Williams; Olivia DeBoest of Fort Myers at the invitation of Rep. Fitzenhagen; Rylee Johnson of Wesley Chapel at the invitation of Rep. Taylor; Sydney Howard of Plantation at the invitation of Rep. Edwards.

House Physician

The Speaker introduced Dr. Michelle R. Mendez of Jacksonville Beach, who served in the Clinic today upon invitation of Rep. Renuart.

Correction of the Journal

The *Journals* of March 22, March 25, March 27, March 28, and April 1, 2013 were corrected and approved as corrected.

Reports of Standing Committees and Subcommittees

Reports of the Rules & Calendar Committee

The Honorable Will Weatherford Speaker, House of Representatives March 28, 2013

Dear Mr. Speaker:

Your Rules & Calendar Committee herewith submits the Special Order for Tuesday, April 02, 2013. Consideration of the House bills on Special Orders shall include the Senate Companion measures on the House Calendar.

I. Consideration of the following bills:

HB 21 - Perry, Fresen, & others Background Screening for Noninstructional Contractors on School Grounds

CS/CS/HB 7091 - Education Committee, Education Appropriations Subcommittee, & others K-20 Education

CS/HB 7029 - Education Committee, Choice & Innovation Subcommittee, & others Digital Learning

CS/CS/HB 7009 - Education Committee, Appropriations Committee, & others Charter Schools

CS/CS/HB 609 - Education Committee, K-12 Subcommittee, & others
Bullying in the Public School System

CS/HB 1033 - Choice & Innovation Subcommittee, Fresen Public School Classroom Teachers

HB 295 - Bileca, Combee, & others American Founders' Month

HB 525 - Raburn, Adkins, & others Joint Use of Public School Facilities

CS/HB 841 - Judiciary Committee, Powell, & others Powers of Attorney

CS/CS/HB 113 - Justice Appropriations Subcommittee, Criminal Justice Subcommittee, & others
Distribution of Materials Harmful to Minors

CS/HB 4019 - Criminal Justice Subcommittee, Harrell Juvenile Justice

HB 4029 - Fitzenhagen Governor's Private Secretary

CS/CS/HB 1309 - Appropriations Committee, Government Operations Subcommittee, & others Procurement of Commodities and Contractual Services

CS/HB 461 - Choice & Innovation Subcommittee, Rooney, & others

Deaf and Hard-of-Hearing Students

CS/HB 585 - Criminal Justice Subcommittee, Hood, & others Law Enforcement CS/HB 463 - Health & Human Services Committee, Rodríguez, J., & others

Examination of Dentists

CS/CS/HB 867 - Education Committee, Choice & Innovation Subcommittee, & others Parent Empowerment in Education

CS/HB 611 - Criminal Justice Subcommittee, Watson, C., & others False Reports to Law Enforcement Officers

CS/CS/HB 269 - Regulatory Affairs Committee, Energy & Utilities Subcommittee, & others Public Construction Projects

HB 407 - Ingram, Clelland, & others Criminal Gang Prevention

CS/HB 655 - State Affairs Committee, Precourt, & others Political Subdivisions

CS/CS/HB 53 - Education Appropriations Subcommittee, K-12 Subcommittee, & others Student Assessment Program for Public Schools

A quorum was present in person, and a majority of those present agreed to the above Report.

Respectfully submitted, Robert C. Schenck, Chair Rules & Calendar Committee

On motion by Rep. Schenck, the above report was adopted.

Special Orders

HB 21—A bill to be entitled An act relating to background screening for noninstructional contractors on school grounds; amending s. 1012.467, F.S.; requiring the Department of Education to create a uniform, statewide identification badge to be worn by noninstructional contractors signifying that a contractor has met specified requirements; requiring school district issuance and recognition of the identification badge; providing for validity period of the identification badge; providing for a uniform cost for receipt of the identification badge to be borne by the contractor; providing an exception for certain contractors; providing an effective date.

—was read the second time by title.

Representative Pafford offered the following:

(Amendment Bar Code: 297661)

Amendment 1 (with title amendment)—Remove everything after the enacting clause and insert:

Section 1. Effective September 1, 2015, present subsections (13) and (18) of section 402.302, Florida Statutes, are amended, and new subsections (18), (19), and (20) are added to that section, to read:

402.302 Definitions.—As used in this chapter, the term:

(13) "Operator" means any onsite person ultimately responsible for the overall operation of a child care facility, summer day camp, or summer 24-hour camp, regardless of whether or not he or she is the owner or administrator of such facility.

(18) "Summer camp personnel" means owners, operators, employees, and volunteers working in summer day camps or summer 24-hour camps providing care for children.

(19) "Summer day camp" means recreational, educational, and other enrichment programs operated during summer vacations for children who are 5 years of age or older on or before September 1.

- (20) "Summer 24-hour camp" means recreational, educational, and other enrichment programs that are not exclusively educational and that are operated on a 24-hour basis during summer vacations for children who are 5 years of age or older on or before September 1.
- (21)(18) "Weekend child care" means child care provided between the hours of 6 p.m. on Friday and 6 a.m. on Monday.
- Section 2. Effective September 1, 2015, section 402.31315, Florida Statutes, is created to read:
 - 402.31315 Registration of summer camps.—
- (1) The purpose of this section is to protect all children in the state who attend summer day camps or summer 24-hour camps by establishing registration and screening requirements for such camps and providing procedures to determine adherence to these requirements.
- (a) All owners, operators, employees, and volunteers who have any contact with children in a summer day camp or summer 24-hour camp are "summer camp personnel" as defined in s. 402.302. All such persons must be screened using the level 2 screening standards in chapter 435. A volunteer who assists on an intermittent basis for less than 10 hours per month does not require screening if a person who meets the screening requirement of this section is always present and has the volunteer in his or her line of sight.
- (b) "Registration" means a document issued by the department certifying that an applicant meets the requirements of this section to operate a summer day camp or summer 24-hour camp. A registration under this section is issued to a summer day camp or summer 24-hour camp and is not a professional license of any person. Issuance of a registration under this section does not grant a property right to the registrant. A registration under this section is a public trust and a privilege and is not an entitlement. In an administrative proceeding, the department must produce competent substantial evidence to support its stated reasons for denying a registration or for sanctioning an existing registration.
- (2) An application for registration shall be made on forms provided, and in the manner prescribed, by the department. The department shall determine the good moral character of the applicant based on the screening requirements provided in s. 402.302(15).
- (3)(a) Failure on the part of an owner or operator of a summer day camp or summer 24-hour camp, after written notification, to dismiss personnel who have been found not to be in compliance with the requirements for good moral character results in automatic denial and revocation of registration in addition to any other remedies provided in this section which may be pursued by the department. Such failure, after written notification, also constitutes an immediate serious danger to the public health, safety, or welfare and supports an emergency suspension, restriction, or limitation of an existing registration under s. 120.60(6).
- (b) The department may adopt rules relating to the registration and screening requirements for summer day camps and summer 24-hour camps.
- (c) The department shall have access to the personnel records of summer day camps and summer 24-hour camps to ensure compliance with registration and screening requirements.
- (d) The department shall establish a protocol to avoid duplication of background screening requests.
- (4) If the department finds that a person or entity, after written notification of the registration requirement, continues to operate a summer day camp or summer 24-hour camp without a registration, the department shall notify the appropriate state attorney of the violation of s. 402.319.
- (5) Sections 402.311, 402.312, and 402.3125 apply to summer day camps and summer 24-hour camps.
- Section 3. Effective September 1, 2015, section 402.318, Florida Statutes, is amended to read:
- 402.318 Advertisement.—A person, as defined in s. 1.01(3), may not advertise a child care facility, family day care home, er large family child care home, summer day camp, or summer 24-hour camp without including within such advertisement the state or local agency license number or registration number of such facility, er home, summer day camp, or summer 24-hour camp. Violation of this section is a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.
- Section 4. Effective September 1, 2015, section 402.319, Florida Statutes, is amended to read:

- 402.319 Penalties.—
- (1) It is a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083, for any person knowingly to:
- (a) Fail, by false statement, misrepresentation, impersonation, or other fraudulent means, to disclose in any application for voluntary or paid employment or licensure regulated under ss. 402.301-402.318 all information required under those sections or a material fact used in making a determination as to such person's qualifications to be child care personnel, as defined in s. 402.302, in a child care facility, family day care home, summer day camp, summer 24-hour camp, or other child care program.
- (b) Operate or attempt to operate a child care facility without having procured a license as required by this act.
- (c) Operate or attempt to operate a family day care home without a license or without registering with the department, whichever is applicable.
- (d) Operate or attempt to operate a summer day camp or summer 24-hour camp without registering with the department.
- (e)(d) Operate or attempt to operate a child care facility, or family day care home, summer day camp, or summer 24-hour camp under a license or registration that is suspended, revoked, or terminated.
- (f)(e) Misrepresent, by act or omission, a child care facility, or family day care home, summer day camp, or summer 24-hour camp to be duly licensed or registered pursuant to this act without being so licensed or registered.
- (g)(f) Make any other misrepresentation, by act or omission, regarding the licensure, registration, or operation of a child care facility, or family day care home, summer day camp, or summer 24-hour camp to a parent or guardian who has a child placed in the facility or is inquiring as to placing a child in the facility, or to a representative of the licensing authority, or to a representative of a law enforcement agency, including, but not limited to, any misrepresentation as to:
- 1. The number of children at the child care facility, or the family day care home, summer day camp, or summer 24-hour camp;
- 2. The part of the child care facility, or family day care home, summer day camp, or summer 24-hour camp designated for child care or camp;
 - 3. The qualifications or credentials of child care personnel;
- 4. Whether a family day care home, or child care facility, summer day camp, or summer 24-hour camp complies with the screening requirements of s. 402.305; or
- 5. Whether child care personnel have the training as required by s. 402.305.
- (2) If any child care personnel makes any misrepresentation in violation of this section to a parent or guardian who has placed a child in the child care facility, or family day care home, summer day camp, or summer 24-hour camp and the parent or guardian relied upon the misrepresentation, and the child suffers great bodily harm, permanent disfigurement, permanent disability, or death as a result of an intentional act or negligence by the child care personnel, then the child care personnel commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.
- Section 5. Effective September 1, 2015, paragraphs (i), (j), (l), and (m) of subsection (2), paragraph (d) of subsection (4), paragraph (a) of subsection (5), paragraphs (d) and (k) of subsection (6), paragraphs (a) through (c) of subsection (10), and subsection (12) of section 409.175, Florida Statutes, are amended to read:
- 409.175 Licensure of family foster homes, residential child-caring agencies, and child-placing agencies; public records exemption.—
 - (2) As used in this section, the term:
- (i) "Personnel" means all owners, operators, employees, and volunteers working in a child-placing agency, family foster home, or residential child-caring agency who may be employed by or do volunteer work for a person, corporation, or agency that holds a license as a child-placing agency or a residential child-caring agency, but the term does not include those who do not work on the premises where child care is furnished and have no direct contact with a child or have no contact with a child outside of the presence of the child's parent or guardian. For purposes of screening, the term includes any member, over the age of 12 years, of the family of the owner or operator or any person other than a client, over the age of 12 years, residing with the owner or operator if the agency or family foster home is located in or adjacent to the home of the owner or operator or if the family member of, or person residing

with, the owner or operator has any direct contact with the children. Members of the family of the owner or operator, or persons residing with the owner or operator, who are between the ages of 12 years and 18 years are not required to be fingerprinted; but must be screened for delinquency records. For purposes of screening, the term also includes owners, operators, employees, and volunteers working in summer day camps, or summer 24 hour camps providing eare for children. A volunteer who assists on an intermittent basis for less than 10 hours per month shall not be included in the term "personnel" for the purposes of screening if a person who meets the screening requirement of this section is always present and has the volunteer in his or her line of sight.

- (j) "Residential child-caring agency" means any person, corporation, or agency, public or private, other than the child's parent or legal guardian, that provides staffed 24-hour care for children in facilities maintained for that purpose, regardless of whether operated for profit or whether a fee is charged. Such residential child-caring agencies include, but are not limited to, maternity homes, runaway shelters, group homes that are administered by an agency, emergency shelters that are not in private residences, and wilderness camps. Residential child-caring agencies do not include hospitals, boarding schools, summer or recreation camps, nursing homes, or facilities operated by a governmental agency for the training, treatment, or secure care of delinquent youth, or facilities licensed under s. 393.067 or s. 394.875 or chapter 397.
- (1) "Summer day camp" means recreational, educational, and other enrichment programs operated during summer vacations for children who are 5 years of age on or before September 1 and older.
- (m) "Summer 24-hour camp" means recreational, educational, and other enrichment programs operated on a 24-hour basis during summer vacation for children who are 5 years of age on or before September 1 and older, that are not exclusively educational.

(4)

- (d) This license requirement does not apply to boarding schools, recreation and summer camps, nursing homes, or hospitals, or to persons who care for children of friends or neighbors in their homes for periods not to exceed 90 days, or to persons who have received a child for adoption from a licensed child-placing agency.
- (5)(a) The department shall adopt and amend licensing rules for family foster homes, residential child-caring agencies, and child-placing agencies. The department may grant exemptions from disqualification from working with children or the developmentally disabled as provided in s. 435.07. The department may also adopt rules relating to the screening requirements for summer day camps and summer 24-hour camps. The requirements for licensure and operation of family foster homes, residential child-caring agencies, and child-placing agencies shall include:
- 1. The operation, conduct, and maintenance of these homes and agencies and the responsibility which they assume for children served and the evidence of need for that service.
- 2. The provision of food, clothing, educational opportunities, services, equipment, and individual supplies to assure the healthy physical, emotional, and mental development of the children served.
- 3. The appropriateness, safety, cleanliness, and general adequacy of the premises, including fire prevention and health standards, to provide for the physical comfort, care, and well-being of the children served.
- 4. The ratio of staff to children required to provide adequate care and supervision of the children served and, in the case of foster homes, the maximum number of children in the home.
- 5. The good moral character based upon screening, education, training, and experience requirements for personnel.
- 6. The department may grant exemptions from disqualification from working with children or the developmentally disabled as provided in s. 435.07.
- $\underline{6.7}\text{-}$ The provision of preservice and inservice training for all foster parents and agency staff.
- $\underline{7.8}$. Satisfactory evidence of financial ability to provide care for the children in compliance with licensing requirements.
- 8.9. The maintenance by the agency of records pertaining to admission, progress, health, and discharge of children served, including written case plans and reports to the department.

- <u>9.10.</u> The provision for parental involvement to encourage preservation and strengthening of a child's relationship with the family.
 - 10.11. The transportation safety of children served.
- 11.42. The provisions for safeguarding the cultural, religious, and ethnic values of a child.
 - 12.13. Provisions to safeguard the legal rights of children served.

(6)

- (d)1. The department may pursue other remedies provided in this section in addition to denial or revocation of a license for failure to comply with the screening requirements. The disciplinary actions determination to be made by the department and the procedure for hearing for applicants and licensees shall be in accordance with chapter 120.
- 2. When the department has reasonable cause to believe that grounds for denial or termination of employment exist, it shall notify, in writing, the applicant, or licensee, or summer or recreation eamp, and the personnel affected, stating the specific record which indicates noncompliance with the screening requirements.
- 3. Procedures established for hearing under chapter 120 shall be available to the applicant, licensee, summer day eamp, or summer 24-hour eamp, and affected personnel, in order to present evidence relating either to the accuracy of the basis for exclusion or to the denial of an exemption from disqualification.
- 4. Refusal on the part of an applicant to dismiss personnel who have been found not to be in compliance with the requirements for good moral character results of personnel shall result in automatic denial or revocation of \underline{a} license in addition to any other remedies provided in this section which may be pursued by the department.
- (k) The department may not license summer day camps or summer 24-hour camps. However, the department shall have access to the personnel records of such facilities to ensure compliance with the screening requirements.
- (10)(a) The department may institute injunctive proceedings in a court of competent jurisdiction to:
- 1. Enforce the provisions of this section or any license requirement, rule, or order issued or entered into pursuant thereto; or
- 2. Terminate the operation of an agency in which any of the following conditions exist:
- a. The licensee has failed to take preventive or corrective measures in accordance with any order of the department to maintain conformity with licensing requirements.
- b. There is a violation of any of the provisions of this section, or of any licensing requirement promulgated pursuant to this section, which violation threatens harm to any child or which constitutes an emergency requiring immediate action.
- 3. Terminate the operation of a summer day eamp or summer 24-hour eamp providing care for children when such camp has willfully and knowingly refused to comply with the screening requirements for personnel or has refused to terminate the employment of personnel found to be in noncompliance with the requirements for good moral character as determined in paragraph (5)(a).
- (b) If the department finds, within 30 days after written notification by registered mail of the requirement for licensure, that a person or agency continues to care for or to place children without a license or, within 30 days after written notification by registered mail of the requirement for screening of personnel and compliance with paragraph (5)(a) for the hiring and continued employment of personnel, that a summer day camp or summer 24-hour camp continues to provide care for children without complying, the department shall notify the appropriate state attorney of the violation of law and, if necessary, shall institute a civil suit to enjoin the person or agency from continuing the placement or care of children or to enjoin the summer day camp or summer 24-hour camp from continuing the care of children.

(b)(e) Such injunctive relief may be temporary or permanent.

- (12)(a) It is unlawful for \underline{a} any person or agency to:
- 1. Provide continuing full-time care for or to receive or place a child apart from her or his parents in a residential group care facility, family foster home, or adoptive home without a valid license issued by the department if such license is required by subsection (5); or

- Make a willful or intentional misstatement on any license application or other document required to be filed in connection with an application for a license.
- (b) It is unlawful for <u>a</u> any person, <u>or</u> agency, summer day camp, or summer 24-hour eamp providing care for children to:
- 1. Willfully or intentionally fail to comply with the requirements for the screening of personnel or the dismissal of personnel found not to be in compliance with the requirements for good moral character as specified in paragraph (5)(a).
- 2. Use information from the criminal records obtained under this section for any purpose other than screening a person for employment as specified in this section or to release such information to any other person for any purpose other than screening for employment as specified in this section.
- (c) It is unlawful for <u>a</u> any person, <u>or</u> agency, <u>summer day eamp, or summer 24-hour eamp</u> providing care for children to use information from the juvenile records of any person obtained under this section for any purpose other than screening for employment as specified in this section or to release information from such records to any other person for any purpose other than screening for employment as specified in this section.
- (d)1. A first violation of paragraph (a) or paragraph (b) is a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.
- 2. A second or subsequent violation of paragraph (a) or paragraph (b) is a felony of the third degree, punishable as provided in s. 775.082 or s. 775.083.
- 3. A violation of paragraph (c) is a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 6. Subsection (8) is added to section 1012.467, Florida Statutes, to read:

- 1012.467 Noninstructional contractors who are permitted access to school grounds when students are present; background screening requirements.—
- (8)(a) The Department of Education shall create a uniform, statewide identification badge to be worn by noninstructional contractors signifying that a contractor has met the requirements of this section. The school district shall issue an identification badge to the contractor, which must bear a photograph of the contractor. An identification badge shall be issued if the contractor:
- 1. Is a resident and citizen of the United States or a permanent resident alien of the United States as determined by the United States Citizenship and Immigration Services;
 - 2. Is 18 years of age or older; and
 - 3. Meets the background screening requirements under this section.
- (b) The uniform, statewide identification badge shall be recognized by all school districts and must be visible at all times that a noninstructional contractor is on school grounds.
- (c) The identification badge shall be valid for 5 years. If a noninstructional contractor provides notification pursuant to subsection (6), the contractor shall, within 48 hours, return the identification badge to the school district that issued the badge.
- (d) The Department of Education shall determine a uniform cost that a school district may charge a noninstructional contractor for receipt of the identification badge, which shall be borne by the recipient of the badge.
- (e) This subsection does not apply to noninstructional contractors who are exempt from background screening requirements pursuant to s. 1012.468.

Section 7. Except as otherwise expressly provided in this act, this act shall take effect July $1,\,2013.$

TITLE AMENDMENT

Remove everything before the enacting clause and insert:

A bill to be entitled

An act relating to youth safety; amending s. 402.302, F.S.; revising and providing definitions; creating s. 402.31315, F.S.; providing conditions for the Department of Children and Families to sanction or deny registration for a summer day camp or summer 24-hour camp; providing procedure for registration of such camps; requiring specified persons coming into contact with children to undergo background screening; authorizing the department to adopt rules; providing for department access to camp personnel records; providing applicability; amending s. 402.318, F.S.; providing applicability of

certain advertising requirements to summer day camps and summer 24-hour camps; amending s. 402.319, F.S.; providing criminal penalties for operating a summer day camp or summer 24-hour camp without registering with the department; amending s. 409.175, F.S.; revising definitions; revising conditions under which the department may institute injunctive proceedings; amending s. 1012.467, F.S.; requiring the Department of Education to create a uniform, statewide identification badge to be worn by noninstructional contractors signifying that a contractor has met specified requirements; requiring school district issuance and recognition of the identification badge; providing for validity period of the identification badge; providing for a uniform cost for receipt of the identification badge to be borne by the contractor; providing an exception for certain contractors; providing effective dates.

Rep. Pafford moved the adoption of the amendment. Subsequently, **Amendment 1** was withdrawn.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

Consideration of CS/CS/HB 7091 was temporarily postponed.

CS/HB 7029—A bill to be entitled An act relating to digital learning; amending s. 1001.42, F.S.; revising district school board duties relating to virtual instruction; amending s. 1002.321, F.S.; requiring the Department of Education to develop an online catalog of digital learning courses; amending s. 1002.37, F.S.; revising and clarifying the requirements for reporting and funding a full-time equivalent student in the Florida Virtual School; providing requirements for funding a home education student enrolled in the Florida Virtual School; providing reporting requirements relating to Florida Virtual School Global; requiring the Auditor General to conduct an operational audit of the Florida Virtual School; amending s. 1002.45, F.S.; authorizing a school district to provide part-time virtual instruction for K-12 students in all courses; revising requirements for the use of virtual instruction in core-curricula courses for the purpose of meeting class size requirements; revising requirements for approval as a provider of virtual instruction programs or courses; providing requirements for conditional approval; revising and clarifying the requirements for reporting and funding a full-time equivalent student enrolled in a virtual instruction program; creating s. 1002.451, F.S.; authorizing a district school board to operate a district innovation school as a pilot program; providing delivery models for implementation of a schoolwide blended learning program; providing funding requirements; providing exemption from statutes and rules; amending s. 1003.01, F.S.; removing blended learning courses provided by a traditional public school, a charter school, or a district innovation school from the definition of core curricular courses for purposes of class size requirements; amending s. 1003.498, F.S.; requiring the Department of Education to provide identifiers for courses to designate their use for blended learning courses; removing restrictions on students taking online courses across district lines; clarifying the requirements for reporting a full-time student; prohibiting a school district from requiring a public school student to take an online course at certain times or places; amending s. 1007.01, F.S.; requiring the Articulation Coordinating Committee to recommend a funding model and financial accountability mechanism for providers of online courses; amending s. 1007.24, F.S.; including online courses provided by providers in the statewide course numbering system; amending s. 1011.61, F.S.; revising and clarifying the definition of a full-time equivalent student; revising provisions relating to funding based on student completion of end-of-course examinations; revising provisions relating to the maximum value for funding a student; creating s. 1011.622, F.S.; providing for funding adjustments for students without a common student identifier; providing an effective date.

—was read the second time by title.

Representative Danish offered the following:

(Amendment Bar Code: 603625)

Amendment 1 (with directory and title amendments)—Remove lines 122-160 and insert:

1011.61(1)(c)1.b.(V).

- (6) The board of trustees shall annually submit to the Governor, the Legislature, the Commissioner of Education, and the State Board of Education a complete and detailed report setting forth:
- (a) The operations and accomplishments of the Florida Virtual School within the state and those occurring outside the state as Florida Virtual School Global.
- (b) The marketing and operational plan for the Florida Virtual School and Florida Virtual School Global, including recommendations regarding methods for improving the delivery of education through the Internet and other distance learning technology.
- (c) The assets and liabilities of the Florida Virtual School and Florida Virtual School Global at the end of the fiscal year.
- (d) A copy of an annual financial audit of the accounts and records of the Florida Virtual School and Florida Virtual School Global, conducted by an independent certified public accountant and performed in accordance with rules adopted by the Auditor General.
- (e) Recommendations regarding the unit cost of providing services to students through the Florida Virtual School and Florida Virtual School Global. In order to most effectively develop public policy regarding any future funding of the Florida Virtual School, it is imperative that the cost of the program is accurately identified. The identified cost of the program must be based on reliable data.
- (f) Recommendations regarding an accountability mechanism to assess the effectiveness of the services provided by the Florida Virtual School and Florida Virtual School Global.

Remove lines 646-800

DIRECTORYAMENDMENT

Remove line 82 and insert: (6), and paragraph (c) of

TITLE AMENDMENT

Remove lines 49-54 and insert: in the statewide course numbering system;

Gibbons

Jones, M.

Jones, S.

Kerner

Rep. Danish moved the adoption of the amendment, which failed of adoption. The vote was:

Rangel

Richardson

Rodríguez, J.

Rehwinkel Vasilinda

Stewart

Thurston

Taylor

Torres

Session Vote Sequence: 54

Yeas-41

Antone

Berman

Campbell

Bracy

Speaker Weatherford in the Chair.

Cumpoun		110 011 5 00 2, 0.	
Castor Dentel	Lee	Rogers	Waldman
Clelland	McGhee	Rouson	Watson, B.
Cruz	Moskowitz	Saunders	Watson, C.
Danish	Pafford	Schwartz	Williams, A.
Dudley	Powell	Slosberg	
Edwards	Pritchett	Stafford	
Fullwood	Rader	Stark	
Nays—74			
Adkins	Baxley	Brodeur	Coley
Ahern	Beshears	Broxson	Combee
Albritton	Bileca	Caldwell	Corcoran
Artiles	Boyd	Clarke-Reed	Crisafulli
	- 3		

Votes after roll call:

Yeas—Zimmermann

Nays to Yeas-Clarke-Reed, Reed

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS/CS/HB 7009—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; clarifying enforcement of policies agreed to by the sponsor and charter school that are subsequently amended; requiring a sponsor to annually report specific information regarding charter applications; authorizing a charter school operated by a Florida College System institution to serve students in kindergarten through grade 12 if certain criteria are met; providing disclosure requirements for applicants of previous charter schools subject to corrective action or financial recovery plans; revising provisions relating to the timely submission of charter school applications; providing requirements relating to the appeal of a denied application submitted by a high-performing charter school; reducing the amount of time for negotiation of a charter; revising provisions relating to the issuance of a final order in contract dispute cases; clarifying instructional methods for blended learning courses; providing a restriction relating to a required certificate of occupancy; authorizing the consolidation of multiple charters into a single charter in certain circumstances; establishing student academic achievement as a priority in determining charter renewals and terminations; revising the timeline for charter schools to submit waiver of termination requests to the Department of Education; restricting expenditures upon nonrenewal, closure, or termination of a charter school; requiring an independent audit within a specified time after notification of nonrenewal, closure, or termination; prohibiting certain actions by a charter school; providing penalties; requiring a charter school to maintain specified information on a website; revising provisions relating to determination of a charter school's student enrollment; revising provisions requiring charter school compliance with statutes relating to education personnel compensation, contracts, and performance evaluations and workforce reductions; providing requirements for the reimbursement of federal funds to charter schools; requiring that certain unused school district facilities be made available to charter schools; restricting capital outlay funding; providing restrictions on the membership of a governing board; amending s. 1002.331, F.S.; revising criteria for classification as a highperforming charter school; providing requirements for modification of the charter of a high-performing charter school; requiring the Commissioner of Education to annually review a high-performing charter school's eligibility for high-performing status; authorizing declassification as a high-performing charter school; amending s. 1002.332, F.S.; revising requirements for classification as a high-performing charter school system; authorizing an entity operating outside the state to obtain high-performing charter school system status under certain circumstances; requiring the commissioner to annually review a high-performing charter school system's eligibility for high-performing status; authorizing declassification as a high-performing charter school system; requiring the department to develop a proposed statewide, standard charter contract; providing an effective date.

-was read the second time by title.

Representative Fullwood offered the following:

(Amendment Bar Code: 501965)

Amendment 1—Remove lines 870-888 and insert:

(e) If a district school board-owned board facility that has previously been used for K-12 educational purposes or property is no longer used as a school as defined in s. 1003.01(2) available because it is surplus, marked for disposal, or otherwise unused, it shall be made available provided for a charter school's use on the same basis as it is made available to other public schools in the district. The charter school is responsible for the costs required to bring the facility into compliance with the current Florida Building Code. A charter school using such a facility receiving property from the school district may not sell, sublease, or dispose of such facility property without written permission of the school district. The charter school may not earn capital outlay funds; however, the school district shall include the charter school's capital outlay full-time equivalent (COFTE) student count in the district's capital outlay calculations. The charter school may choose to maintain and repair the facility at the same standard and level it would maintain and repair any other district-operated school similar in age and condition. Maintenance and repair do not include the construction of any new building, structure, or substantial addition, extension, or upgrade to an existing facility. Similarly, for an existing public school

Rep. Fullwood moved the adoption of the amendment, which was adopted.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS/CS/HB 609—A bill to be entitled An act relating to bullying in the public school system; amending s. 1006.147, F.S.; revising provisions prohibiting bullying or harassment of a student or school employee through the use of computer-related activities; prohibiting bullying or harassment through the use of data or computer software that is accessed at a nonschool-related location or activity if certain conditions are met; providing that bullying includes cyberbullying; defining the terms "cyberbullying" and "within the scope of a public K-12 educational institution"; requiring the use of computers without web-filtering software or computers with web-filtering software that is disabled when investigating complaints of cyberbullying; requiring that each school district include in its districtwide policy instruction on recognizing behaviors that lead to bullying and harassment and taking appropriate preventive action; providing an effective date.

-was read the second time by title.

Representative Rehwinkel Vasilinda offered the following:

(Amendment Bar Code: 285581)

Amendment 1 (with title amendment)—Between lines 23 and 24, insert: Section 1. Subsection (2) of section 39.01, Florida Statutes, is amended to read:

- 39.01 Definitions.—When used in this chapter, unless the context otherwise requires:
- (2) "Abuse" means any willful act or threatened act that results in any physical, mental, or sexual abuse, injury, or harm that causes or is likely to cause the child's physical, mental, or emotional health to be significantly impaired. Abuse of a child includes acts or omissions. The term includes systematically and chronically subjecting a child to an act listed in s. 1006.147(3)(a) when doing so causes or is likely to cause the child's physical, mental, or emotional health to be significantly impaired. Corporal discipline of a child by a parent or legal custodian for disciplinary purposes does not in itself constitute abuse when it does not result in harm to the child.
- Section 2. Paragraph (a) of subsection (1) of section 39.201, Florida Statutes, is amended to read:
- 39.201 Mandatory reports of child abuse, abandonment, or neglect; mandatory reports of death; central abuse hotline.—
- (1)(a) Any person who knows, or has reasonable cause to suspect, that a child is abused, abandoned, or neglected by a parent, legal custodian, caregiver, or other person responsible for the child's welfare, as defined in this chapter, or that a child is in need of supervision and care and has no

parent, legal custodian, or responsible adult relative immediately known and available to provide supervision and care shall report such knowledge or suspicion to the department in the manner prescribed in subsection (2).

TITLE AMENDMENT

Remove lines 2-3 and insert:

An act relating to child abuse; amending s. 39.01, F.S.; including bullying behaviors within the definition of "child abuse" when doing so causes or is likely to cause the child's physical, mental, or emotional health to be significantly impaired; amending s. 39.201, F.S.; revising provisions relating to mandatory reports of child abuse, abandonment, or neglect; amending s. 1006.147, F.S.; revising

Rep. Rehwinkel Vasilinda moved the adoption of amendment. Subsequently, the amendment was withdrawn.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

Consideration of CS/HB 1033 was temporarily postponed.

HB 295—A bill to be entitled An act relating to American Founders' Month; providing a short title; creating s. 683.1455, F.S.; designating the month of September as "American Founders' Month"; authorizing the Governor to annually issue a proclamation designating the month and urging participation; amending s. 1003.44, F.S.; requiring district school boards to celebrate the American Founders and the principles inherent in the country's founding documents by observing American Founders' Month; providing guidelines for instruction; providing that instruction may be integrated into the existing school curriculum; providing an effective date.

-was read the second time by title.

Representative Berman offered the following:

(Amendment Bar Code: 797125)

Amendment 1—Remove lines 73-89 and insert:

documents that institutionalized individual liberty and representative government that derives its power from the consent of the governed.

- 2. The moral and civic virtue, self-sacrifice, intellectual genius, and patriotism demonstrated by the country's founding fathers.
- 3. The founding documents, including, but not limited to, the Declaration of Independence, the Constitution of the United States, the Bill of Rights, and the Federalist Papers.
- 4. The historical and philosophical importance of the Declaration of Independence with its emphasis that all people "are endowed by their Creator with certain unalienable rights, that among these are life, liberty, and the pursuit of happiness."
- 5. The principles inherent in the founding documents, including, but not limited to, individual freedom, equality, representative government, a free market system with proper regulations, civic

Rep. Berman moved the adoption of the amendment.

Representative Berman offered the following:

(Amendment Bar Code: 204583)

Amendment 1 to Amendment 1—Remove lines 21-22 of the amendment and insert:

representative government, a free market system, civic

Rep. Berman moved the adoption of the amendment to the amendment, which was adopted.

The question recurred on the adoption of $\boldsymbol{Amendment}$ 1, as amended, which was adopted.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

HB 525—A bill to be entitled An act relating to the joint use of public school facilities; creating s. 1013.105, F.S.; providing legislative findings; encouraging each district school board to adopt written policies to promote public access to outdoor recreation and sports facilities on school property, to increase the number of joint-use agreements, and to develop and adopt policies and procedures for an appeal process if negotiations for a joint-use agreement fail; providing duties of district school boards and the Department of Education; creating s. 768.072, F.S.; providing immunity from liability for a district school board that adopts public access policies or enters into a joint-use agreement except in instances of gross negligence or intentional misconduct; providing application; providing an effective date.

—was read the second time by title.

Representative Raburn offered the following:

(Amendment Bar Code: 416475)

Amendment 1—Remove line 49 and insert:

fail. The decision of the district school superintendent with regard to the appeal process for joint-use agreements does not constitute final agency action for purposes of chapter 120.

Rep. Raburn moved the adoption of the amendment, which was adopted.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS/HB 841—A bill to be entitled An act relating to powers of attorney; amending s. 709.2102, F.S.; revising and providing definitions; amending s. 709.2103, F.S.; providing additional exceptions to the applicability of specified power of attorney provisions; amending s. 709.2105, F.S.; authorizing a notary public to sign a principal's name on a power of attorney under certain circumstances; amending s. 709.2106, F.S.; clarifying and revising language; providing that an original power of attorney may be required under certain circumstances; providing that an original power of attorney may recorded in the official records for a fee; amending s. 709.2114, F.S.; adding exceptions to a provision that prohibits an agent who has accepted appointment from delegating authority to a third person; amending s. 709.2116, F.S.; providing for the award of attorney fees and costs as in chancery actions; amending s. 709.2119, F.S.; authorizing a third person to require an agent to execute an affidavit stating that the agent's authority was not terminated because of certain circumstances; revising a form for affidavits; revising a cross-reference; revising terminology; amending s. 709.2120, F.S.; conforming provisions to changes made by the act; requiring a third person who rejects a power of attorney for certain reasons to state the reason for the rejection in writing; amending s. 709.2121, F.S.; providing for notice to a broker-dealer; amending s. 709.2202, F.S.; authorizing a notary to sign the principal's name to documents, other than the power of attorney, under certain circumstances; clarifying that certain gift amounts are based on the calendar year; specifying that a broker-dealer does not have a duty to inquire into certain actions by an agent and is not liable for actions taken in good faith reliance on an agent's actions; amending s. 709.2208, F.S.; providing that an agent acquires general authority regarding securities held by broker-dealers under certain circumstances; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/CS/HB 113—A bill to be entitled An act relating to the distribution of materials harmful to minors; amending s. 847.012, F.S.; prohibiting an adult from knowingly distributing to a minor or posting on school property certain materials harmful to minors; providing that it is a third degree felony for any person to knowingly distribute to a minor or post on school property certain

materials harmful to minors; defining the term "school property"; providing an exception; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/HB 4019—A bill to be entitled An act relating to juvenile justice; repealing s. 945.75, F.S.; deleting a requirement that the Department of Corrections and counties develop programs under which a judge may order juveniles who have committed delinquent acts to tour correctional facilities; repealing s. 985.105, F.S., relating to the creation, duties, and qualifications of the youth custody officer position within the Department of Juvenile Justice; amending s. 121.0515, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

HB 4029—A bill to be entitled An act relating to the Governor's private secretary; repealing s. 14.03, F.S., relating to the Governor's authority to appoint and commission a private secretary; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/CS/HB 1309—A bill to be entitled An act relating to the procurement of commodities and contractual services; amending s. 215.971, F.S.; providing additional information that must be included in an agency agreement that provides state financial assistance to a recipient or subrecipient; requiring each state agency to designate an employee to function as a grant manager for purposes of the agreement; requiring training for certain grant managers; requiring the Chief Financial Officer to establish and disseminate uniform procedures for grant management; requiring the grant manager to report certain information; requiring the Chief Financial Officer to perform audits of executed grant agreements; amending s. 215.985, F.S.; requiring the Chief Financial Officer to establish and maintain a secure contract tracking system; providing requirements for the system; requiring state agencies to post certain information on the contract tracking system within a specified timeframe; specifying information that must be posted on the contract tracking system; providing that records posted on the system may not contain confidential or exempt information; requiring state agencies to redact confidential or exempt information prior to posting records on the system; providing a process for a party to the contract to request redaction of confidential or exempt information; providing notice requirements; providing that posting of information on the contract tracking system does not supersede the duty of a state agency to respond to a public record request; providing that a subpoena for certain contract information must be served on the state agency that is party to the contract; authorizing the Chief Financial Officer to adopt rules; defining the term "state agency"; authorizing the judicial branch, Department of Legal Affairs, Department of Agriculture and Consumer Services, and Department of Financial Services to elect to comply with the posting requirements; renaming chapter 287, F.S.; amending s. 287.012, F.S.; providing and revising definitions; amending s. 287.042, F.S.; revising powers, duties, and functions of the Department of Management Services; eliminating a duty of the department to maintain a vendor list; providing an additional circumstance under which the department may proceed with a competitive solicitation or contract award process of a term contract as an alternative to the stay of such process pursuant to a formal written protest under the Administrative Procedure Act; authorizing the department to lead or enter into joint agreements with governmental entities for the purchase of commodities or contractual services that can be used by multiple agencies; amending s. 287.056, F.S.; eliminating provisions requiring certain inclusions in agency agreements; amending s. 287.057, F.S.; providing that contracts awarded pursuant to an invitation to bid shall be awarded to the responsible and responsive vendor that submits the lowest responsive bid; revising exceptions

to the requirement that the purchase of specified commodities or contractual services be made only as a result of receiving competitive sealed bids, competitive sealed proposals, or competitive sealed replies; revising contractual services and commodities that are not subject to competitive solicitation requirements by virtue of being available only from a single source; providing that a contract for commodities or contractual services may be awarded without competition if the recipient of funds is established during the appropriations process; revising provisions relating to extension of a contract for commodities or contractual services; authorizing an agency to negotiate better pricing upon renewal of a contract; providing training requirements for contract managers responsible for contracts in excess of a specified threshold amount; providing contract manager certification for contract managers responsible for contracts in excess of a specified threshold amount; providing that the Department of Management Services is responsible for establishing and disseminating the requirements for certification of a contract manager; providing that training will be conducted jointly by the Department of Management Services and the Department of Financial Services; providing training guidelines and requirements; requiring the department, in consultation with the Chief Financial Officer to maintain a program for online procurement of commodities and contractual services; amending s. 287.0571, F.S.; revising nonapplicability of a business case to outsource; amending s. 287.058, F.S.; defining the term "performance measure"; revising references within provisions relating to purchase orders used in lieu of written agreements for classes of contractual services; revising terminology; amending s. 287.076, F.S.; providing that Project Management Professionals training for personnel involved in managing outsourcings and negotiations is subject to annual appropriations; creating s. 287.136, F.S.; requiring the Chief Financial Officer to perform audits of executed contracts; creating reporting requirements; amending ss. 16.0155, 283.33, 394.457, 402.7305, 409.9132, 427.0135, 445.024, 627.311, 627.351, 765.5155, and 893.055, F.S.; conforming cross-references; providing effective dates.

—was read the second time by title.

Representative Albritton offered the following:

(Amendment Bar Code: 894505)

Amendment 1 (title amendment)—Remove lines 312-313

TITLE AMENDMENT

Remove lines 39-40 and insert:

with the posting requirements; amending s. 287.012, F.S.; providing and

Rep. Albritton moved the adoption of the amendment, which was adopted.

Representative Albritton offered the following:

(Amendment Bar Code: 306463)

Amendment 2—Between lines 827 and 828, insert:

All agency contract managers must become certified within 24 months after establishment of the training and certification requirements by the department and the Department of Financial Services.

Rep. Albritton moved the adoption of the amendment, which was adopted.

Representative A. Williams offered the following:

(Amendment Bar Code: 950351)

Amendment 3 (with title amendment)—Between lines 1431 and 1432, insert:

Section 24. The Department of Management Services, in consultation with the Chief Financial Officer, shall prepare and submit a report by December 1, 2013, to the Governor, the President of the Senate, and the Speaker of the House of Representatives recommending policies and statutory changes necessary to ensure that companies doing business with the state are taking

necessary actions to identify and eradicate human trafficking, slavery, and exploitive labor from their supply chains for tangible goods offered for sale to the state. The report shall address the following factors:

- (1) Minimum actions that companies should be required to take to identify and eradicate human trafficking, slavery, and exploitive labor from their supply chains for tangible goods offered for sale to the state. Such minimum actions should include the adoption and enforcement of minimum company standards regarding human trafficking, slavery, and exploitive labor and public disclosure, either on the company's website through a conspicuous and easily understandable link or through an alternative method if the company does not have a website, of the extent to which the company:
- (a) Engages in verification of the supply chain to evaluate and address the supply chain's possible involvement in human trafficking, slavery, or exploitive labor. The disclosure should specify whether such verification is conducted by a third party.
- (b) Conducts audits of suppliers to evaluate supplier compliance with the company's standards regarding human trafficking, slavery, or exploitive labor in supply chains. The disclosure should specify whether such audits are conducted as independent, unannounced audits.
- (c) Requires suppliers to certify that materials incorporated into the product comply with laws regarding human trafficking, slavery, and exploitive labor in the country or countries in which they are doing business.
- (d) Maintains internal accountability standards and procedures for employees or contractors who fail to meet the company's standards regarding human trafficking, slavery, and exploitive labor.
- (e) Provides training on human trafficking, slavery, and exploitive labor to employees and managerial staff who have direct responsibility for supply chain management, particularly with respect to mitigating risks within the supply chain.
- (2) Whether as a condition of doing business with the state all companies or only those companies doing some threshold level of business with the state should be required to take minimum actions to identify and eradicate human trafficking, slavery, and exploitive labor from their supply chains for tangible goods offered for sale to the state.
- (3) The most efficient and effective mechanisms for the state to monitor and enforce compliance with recommended requirements for companies to take minimum actions to identify and eradicate human trafficking, slavery, and exploitive labor from their supply chains for tangible goods offered for sale to the state.

TITLE AMENDMENT

Remove line 105 and insert:

references; requiring the Department of Management Services, in consultation with the Chief Financial Officer, to prepare and submit a report to the Governor and Legislature relating to the eradication of human trafficking, slavery, and exploitive labor from supply chains for tangible goods offered for sale to the state; providing effective dates.

Rep. A. Williams moved the adoption of the amendment.

On motion by Rep. Schenck, further consideration of CS/CS/HB 1309, with pending Amendment 3, was temporarily postponed.

CS/HB 461—A bill to be entitled An act relating to deaf and hard-of-hearing students; amending s. 1003.55, F.S.; requiring the Department of Education to develop a model communication plan to be used in the development of an individual education plan for deaf or hard-of-hearing students; requiring the department to disseminate the model to each school district and provide technical assistance; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/HB 585—A bill to be entitled An act relating to law enforcement; amending ss. 125.5801 and 166.0442, F.S.; revising provisions for criminal

history record checks for certain county and municipal employees and appointees; amending s. 406.145, F.S.; deleting duties of law enforcement agencies and the department relating to unidentified person reporting forms; amending s. 538.26, F.S.; limiting the number of lead-acid batteries or parts thereof that a secondary metals recycler may purchase in certain transactions in a single day; amending s. 937.021, F.S.; revising provisions relating to missing child and adult reports; amending s. 937.024, F.S.; revising provisions relating to the birth records of missing children; amending s. 937.025, F.S.; revising provisions providing criminal penalties for persons who knowingly provide false information concerning a missing child; amending s. 937.028, F.S.; revising provisions relating to fingerprints of missing persons; authorizing retention of such fingerprints entered into the statewide biometric identification system; amending s. 943.03, F.S.; revising terminology relating to documents and information systems; deleting an obsolete provision; amending s. 943.031, F.S.; correcting a reference; revising provisions relating to meetings of the Florida Violent Crime and Drug Control Council, the Drug Control Strategy and Criminal Gang Committee, and the Victim and Witness Protection Review Committee; making specified provisions subject to legislative funding; providing for return of unexpended funds by specified recipients; amending s. 943.0435, F.S.; specifying additional items to be reported by persons required to register as sexual offenders; amending s. 943.04351, F.S.; revising requirements for searches of registration information regarding sexual predators and sexual offenders; amending s. 943.0438, F.S.; deleting an obsolete provision; amending s. 943.045, F.S.; defining the term "biometric"; revising the definition of the term "criminal justice information"; amending s. 943.05, F.S.; revising duties of the Criminal Justice Information Program; redesignating the statewide automated fingerprint identification system as the statewide automated biometric identification system; amending s. 943.051, F.S.; requiring additional information to be collected from persons charged with or convicted of specified offenses and submitted electronically to the department; providing an exception to the fingerprinting of certain juveniles; amending s. 943.052, F.S.; revising terminology relating to disposition reporting; revising information to be submitted concerning persons received by or discharged from the state correctional system or certain juveniles committed to the Department of Juvenile Justice; amending s. 943.053, F.S.; revising a reference to rules governing criminal justice information received from the Federal Government or other states; conforming terminology; amending s. 943.054, F.S.; revising provisions relating to the availability of criminal history information derived from any United States Department of Justice criminal justice information system; amending s. 943.0542, F.S.; revising terminology relating to requests for screening; authorizing rulemaking relating to payments for screening; amending s. 943.0544, F.S.; revising terminology relating to the Criminal Justice Network; amending s. 943.055, F.S.; revising provisions relating to dissemination of criminal justice information derived from department information systems; providing for audits of noncriminal justice agencies when necessary to ensure compliance with requirements; amending s. 943.056, F.S.; providing for requests for corrections of federal criminal history record information in certain circumstances; amending s. 943.0582, F.S.; increasing the period in which a minor may seek expunction of a nonjudicial arrest record following completion of a diversion program; revising language relating to a statement to the department by a state attorney concerning such an expunction request; deleting an obsolete provision; amending ss. 943.0585 and 943.059, F.S.; revising language relating to expunctions and sealing precluded by prior criminal history sealings or expunctions; authorizing persons seeking authorization for employment with or access to certain seaports to deny or fail to acknowledge certain expunged or sealed records; amending s. 943.125, F.S.; providing for accreditation of correctional facilities, public agency offices of inspectors general, and certain pretrial diversion programs; authorizing funding and support of additional accreditation programs; amending s. 943.13, F.S.; deleting a provision authorizing temporary employment of a person seeking employment as a law enforcement or correctional officer if there is an administrative delay in fingerprint processing; deleting obsolete language; amending s. 943.132, F.S.; revising references to federal qualified active or qualified retired law enforcement concealed firearms provisions; deleting a requirement that the Criminal Justice Standards and Training Commission develop a uniform firearms proficiency verification card; amending s. 943.1395, F.S.; revising language relating to investigations on behalf of the Criminal Justice Standards and Training Commission; amending s. 943.1755, F.S.; providing that the department maintains responsibility for delivering and facilitating all Florida Criminal Justice Executive Institute training; revising membership of the institute's policy board; amending s. 943.1757, F.S.; deleting a requirement for a periodic report by the Criminal Justice Executive Institute concerning executive training needs; amending s. 943.25, F.S.; authorizing, rather than requiring, the Criminal Justice Standards and Training Commission to forward to each regional training council a list of its specific recommended priority issues or items to be funded; authorizing the commission to use computer-based testing as an assessment instrument; amending s. 943.325, F.S.; conforming a cross-reference; amending s. 943.33, F.S.; revising provisions relating to the availability to defendants of state-operated criminal analysis laboratories; specifying that defense experts and others are not authorized to be present in such laboratories or use laboratory equipment; revising provisions relating to costs of laboratory testing performed for defendants; amending s. 943.68, F.S.; revising the due date of a report detailing transportation and protective services provided by the department; amending ss. 285.18, 414.40, 447.045, 455.213, 468.453, 475.615, 493.6105, 493.6108, 494.00312, 494.00321, 494.00611, 517.12, 538.09, 538.25, 548.024, 550.105, 550.908, 551.107, 560.141, 628.906, 633.34, 744.3135, 775.21, 775.261, 790.06, 944.607, 944.608, 985.11, 985.644, 985.4815, 1002.395, 1002.421, 1012.32, and 1012.467, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

Consideration of CS/HB 463 was temporarily postponed.

CS/CS/HB 867-A bill to be entitled An act relating to parent empowerment in education; amending s. 1001.10, F.S.; conforming a crossreference; amending s. 1002.20, F.S.; providing that parents who have a student in a public school that is implementing a turnaround option may petition to have a particular turnaround option implemented; requiring the school district to notify parents of a public school student being taught by an out-of-field teacher or by a teacher with an unsatisfactory performance rating; specifying requirements for the notice; amending s. 1002.32, F.S.; conforming a cross-reference; amending s. 1002.33, F.S.; requiring a charter school to comply with certain procedures for the assignment of teachers; creating s. 1003.07, F.S.; creating the Parent Empowerment Act; specifying what constitutes an eligible student and a parental vote; requiring that a school district send a written notice to parents of public school students regarding the parents' options to petition the school for a particular turnaround option; requiring the notice to include certain information; authorizing up to one parental vote per eligible student; establishing the process to solicit signatures for a petition; prohibiting a person from being paid for signatures; prohibiting a for-profit corporation, business, or entity from soliciting signatures or paying a person to solicit signatures; establishing criteria to verify the signatures on a petition; requiring the State Board of Education to adopt rules for filing a petition; specifying that a petition is valid if it is signed and dated by a majority of the parents of eligible students and those signatures are verified; requiring the school district to consider the turnaround option on the valid petition with the most signatures at a publicly noticed school board meeting; requiring the school district to submit an implementation plan to the state board; amending s. 1008.33, F.S.; authorizing a parent to petition the school district to implement a turnaround option selected by the parent; amending s. 1012.2315, F.S.; providing for assistance to teachers teaching out-of-field; requiring the school district to notify parents and inform them of their options if a student is being taught by an out-of-field teacher; providing that a student may not be assigned to a teacher with a performance evaluation rating of less than effective for a specified number of consecutive school years; repealing s. 1012.42, F.S., relating to teachers who are teaching out-of-field; providing an effective date.

-was read the second time by title.

REPRESENTATIVE WORKMAN IN THE CHAIR

Representative Williams, A. offered the following:

(Amendment Bar Code: 575309)

Amendment 1—Remove lines 88-294 and insert:

(d) Parent empowerment.—Parents of students who are currently enrolled in and regularly attend a public school that is required to implement a turnaround option pursuant to s. 1008.33 may submit a petition to the school district requesting implementation of a turnaround option pursuant to s. 1003.07.

(25) ASSIGNMENT TO TEACHERS.—

- (a) Out-of-field classroom teachers.—Each school district shall annually notify the parent of a public school student who is assigned to a classroom teacher teaching out-of-field. The notice must inform the parent that virtual instruction from a certified in-field teacher having an annual performance evaluation rating of "effective" or "highly effective" is available pursuant to s. 1012.2315(5).
- (b) Underperforming classroom teachers.—Each school district shall annually notify the parent of a public school student assigned to a classroom teacher or school administrator who, under s. 1012.34, has two consecutive annual performance evaluation ratings of "unsatisfactory," two annual performance evaluation ratings of "unsatisfactory within a 3-year period," or three consecutive annual performance evaluation ratings of "needs improvement" or a combination of "needs improvement" and "unsatisfactory." The notice must inform the parent that virtual instruction from a teacher who has an annual performance evaluation rating of "effective" or "highly effective" is available pursuant to s. 1012.2315(7).
- Section 3. Paragraph (c) of subsection (7) of section 1002.32, Florida Statutes, is amended to read:
 - 1002.32 Developmental research (laboratory) schools.—
 - (7) PERSONNEL.-
- (c) Lab school faculty members shall meet the certification requirements of s. 1012.32 ss. 1012.32 and 1012.42.
- Section 4. Paragraph (b) of subsection (16) of section 1002.33, Florida Statutes, is amended to read:

1002.33 Charter schools.—

- (16) EXEMPTION FROM STATUTES.—
- (b) Additionally, a charter school shall <u>comply</u> be in compliance with the following statutes:
- 1. Section 286.011, relating to public meetings and records, public inspection, and criminal and civil penalties.
 - 2. Chapter 119, relating to public records.
- 3. Section 1003.03, relating to the maximum class size, except that the calculation for compliance pursuant to s. 1003.03 <u>must</u> shall be the average at the <u>class</u> school level.
 - 4. Section 1012.22(1)(c), relating to compensation and salary schedules.
 - 5. Section 1012.33(5), relating to workforce reductions.
- Section 1012.335, relating to contracts with instructional personnel hired on or after July 1, 2011.
- 7. Section 1012.34, relating to the substantive requirements for performance evaluations for instructional personnel and school administrators.
- 8. Section 1012.2315(5) and (7), relating to the assignment of teachers and notification to parents.

Section 5. Section 1003.07, Florida Statutes, is created to read:

1003.07 Parent empowerment.—

- (1) This section may be cited as the "Parent Empowerment Act."
- (2) As used in this section, the term:
- (a) "Eligible student" means a student enrolled in a school in which a turnaround option will be implemented or a student who, under the school district's enrollment policy, is scheduled for assignment to that school the following school year. A student who is graduating or being promoted out of a school that is eligible for a turnaround option and who will not be enrolled in that school the following school year is not an eligible student.

- (b) "Parental vote" means the signature of one parent of an eligible student.
- 1. If the other parent objects in writing to the parental vote before the date the petition is scheduled to be submitted, and if the parents have equal parental rights, the parental vote counts for one-half of a vote.
- 2. If one parent has sole parental responsibility or holds the right to make educational decisions for the student pursuant to s. 61.13, only that parent can vote regarding the eligible student.
- (3) Each school district shall notify, in writing, the parents of eligible students and the school advisory council when a public school has earned a school grade of "F" and is required to select a turnaround option pursuant to s. 1008.33. The written notice must inform parents that, before the district school board selects a turnaround option, parents may petition for implementation of a particular turnaround option pursuant to s. 1008.33. The notice must be provided to parents within 30 calendar days after the school district receives notice from the department that the school is required to select a turnaround option. The notice must include:
- (a) A description of each turnaround option available for selection under s. 1008.33;
- (b) A description of the process for implementing a turnaround option, including the date by which the school district must submit its implementation plan to the State Board of Education;
 - (c) The date and location for submission of the petition;
- (d) The date and location of the publicly noticed district school board meeting required in this section at which the school board will consider the available turnaround options; and
 - (e) The contact information of the district school board.
- (4) A person who solicits signatures may not offer monetary compensation, a promise of employment, or any other reward to a parent for signing a petition. A person who solicits signatures may not be paid per signature and, if asked, must disclose the organization he or she represents. A for-profit corporation, business, or entity is prohibited from gathering signatures or paying others to solicit signatures.
- (5) The State Board of Education shall adopt rules to establish a petition format, the petition submission process, standards for verifying signatures, and timeframes for the verification and consideration of a petition at a publicly noticed meeting. Petition forms must be easily accessible to parents and must include a statement affirming compliance with subsection (4). Each petition form must clearly identify only one turnaround option on the front page of the petition and on each page thereafter. The school district shall provide clear instructions and a sample petition form for each turnaround option available for selection under s. 1008.33.
 - (6) The petition process must provide that:
- (a) Parents of eligible students have at least 30 days after initial notification to gather petition signatures.
- (b) The school district shall verify signatures no more than 30 days after the date the petition is submitted.
- (c) The district school board may not meet sooner than 30 days after the petition is submitted.
- (d) A submitted petition may list only one turnaround option identified in s. 1008.33 which is not currently being implemented at the school. A parent may sign more than one petition for a turnaround option.
- (e) A parent signature constitutes a certification that the parent has a present intention to enroll his or her child, who must be identified on the petition, if the turnaround option identified on the petition is selected. A school district may not reject a parent's signature on a petition on the basis that the parent signed the petition before the initial notice.
- (f) The school district shall verify at least a majority of the signatures on the petition using existing student enrollment documentation or other records containing parent signatures. A school district may not reject a parent's signature on a petition based on a lack of conformity to signatures in school records if the parent's identity and signature can be easily validated with a photographic identification or a notarized signature verifying the identity of the signer, or by the personal knowledge of a school employee. The school district is not required to verify notarized signatures, and signatures verified outside an established verification period are valid.

- (g) For a petition to be valid, it must bear the dated signatures of at least two-thirds of the parents of eligible students. Only one parental vote per eligible student may be counted with respect to each petition.
- (h) If valid petitions for more than one turnaround option are submitted, the petition having the most signatures is the official turnaround option selected by parents.
- (7) The turnaround option selected by parents must be considered for implementation by the school district at a publicly noticed district school board meeting. The district school board may adopt the turnaround option selected by parents or a different turnaround option selected by the district school board. Pursuant to s. 1008.33, an implementation plan for the adopted turnaround option must be submitted to the state board.
- (a) If the district school board adopts a turnaround option that is different from the turnaround option selected by parents, it shall identify with its submission the turnaround option selected by parents.
- (b) If the state board determines that the turnaround option selected by parents is more likely to improve the academic performance of students at the school, the district school board may appeal the decision within 30 days of notice of such determination. The district school board shall submit to the state board an implementation plan for the turnaround option selected by parents if the state board upholds the appealed decision. Such decision shall be final.
- (c) If the school improves by at least one letter grade, implementation of a turnaround option is no longer required in accordance with s. 1008.33(4)(d).

Section 6. Subsection (4) of section 1008.33, Florida Statutes, is amended to read:

1008.33 Authority to enforce public school improvement.—

- (4)(a) The state board shall apply the most intense intervention and support strategies to schools earning a grade of "F." In the first full school year after a school initially earns a grade of "F," the school district must implement intervention and support strategies prescribed in rule under paragraph (3)(c), select a turnaround option from those provided in subparagraphs (b)1.-5., and submit a plan for implementing the turnaround option to the department for approval by the state board. Upon approval by the state board, the turnaround option must be implemented in the following school year.
- (b) Except as provided in subsection (5), the turnaround options available to a school district to address a school that earns a grade of "F" are:
 - 1. Convert the school to a district-managed turnaround school;
- 2. Reassign students to another school and monitor the progress of each reassigned student;
- 3. Close the school and reopen the school as one or more charter schools, each with a governing board that has a demonstrated record of effectiveness;
- 4. Contract with an outside entity that has a demonstrated record of effectiveness to operate the school; or
- 5. Implement a hybrid of turnaround options set forth in subparagraphs 1.-4. or other turnaround models that have a demonstrated record of effectiveness.
- (c) Parents of students who are currently enrolled in and regularly attend a public school that is required by the State Board of Education to implement a turnaround option may petition the school district to implement one of the turnaround options in paragraph (b) selected by the parents pursuant to s. 1003.07 only if it can be documented that the parent has been actively involved in the eligible student's education at the current school of enrollment.
- Rep. A. Williams moved the adoption of the amendment, which failed of adoption.

Representative Saunders offered the following:

(Amendment Bar Code: 595323)

Amendment 2—Between lines 421 and 422, insert:

(d) For a student enrolling in an extracurricular course as defined in s. 1003.01(15), a parent may choose to have the student taught by a teacher who received a performance evaluation of "needs improvement" or "unsatisfactory" in the preceding school year if the student and the student's

parent receive an explanation of the impact of teacher effectiveness on student learning and the principal receives written consent from the parent.

TITLE AMENDMENT

Between lines 48 and 49, insert:

authorizing the parent of a student to consent to the assignment of that student to a teacher with a performance evaluation rating of less than effective under certain circumstances:

Rep. Saunders moved the adoption of the amendment, which was adopted.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS/HB 611—A bill to be entitled An act relating to false reports to law enforcement officers; amending s. 837.05, F.S.; providing that it is a third degree felony to knowingly give false information to a law enforcement officer concerning the alleged commission of a crime if the defendant has previously been convicted of this offense and the information, if communicated orally, is corroborated in a specified manner, or was communicated in writing; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/CS/HB 269—A bill to be entitled An act relating to public construction projects; amending ss. 255.20 and 255.2575, F.S.; requiring governmental entities to specify certain products associated with public works projects; providing for applicability; amending s. 255.257, F.S.; requiring state agencies to use certain building rating systems and building codes for each new construction and renovation project; providing an effective date.

—was read the second time by title.

THE SPEAKER IN THE CHAIR

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

HB 407—A bill to be entitled An act relating to criminal gang prevention; amending s. 810.0975, F.S.; providing enhanced criminal penalties for certain trespassing offenses in school safety zones by a person convicted of certain gang-related offenses; amending s. 874.05, F.S.; providing enhanced criminal penalties for a person who intentionally causes, encourages, solicits, or recruits another person under a specified age to become a criminal gang member in certain circumstances; amending s. 951.23, F.S.; authorizing county and municipal detention facilities to designate an individual to be responsible for assessing whether each inmate is a criminal gang member or associate; providing duties of such individuals; amending ss. 435.04 and 921.0022, F.S.; conforming cross-references and assigning offense severity rankings for violations of s. 874.05, F.S.; amending s. 921.0024, F.S.; revising the criteria for application of the sentencing multiplier for offenses related to criminal gangs; limiting application of the multiplier if application would result in the lowest permissible sentence exceeding the statutory maximum sentence; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/HB 655—A bill to be entitled An act relating to political subdivisions; amending s. 218.077, F.S.; providing and revising definitions; prohibiting political subdivisions from requiring employers to provide certain employment benefits; prohibiting political subdivisions from requiring, or awarding preference on the basis of, certain wages or employment benefits when contracting for goods or services; providing for applicability and future

repeal of certain ordinances; conforming provisions to constitutional requirements relating to the state minimum wage; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/CS/HB 53—A bill to be entitled An act relating to the student assessment program for public schools; amending s. 1008.22, F.S.; requiring each school district to establish and approve testing schedules for district-mandated assessments and publish the schedules on its website; requiring reporting of the schedules to the Department of Education; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/CS/HB 1309 was taken up, having been read the second time earlier today; now pending on motion by Rep. A. Williams to adopt Amendment 3 (950351), having been temporarily postponed earlier today.

The question recurred on the adoption of Amendment 3, which was adopted.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

Motion to Adjourn

Rep. Crisafulli moved that the House, after receiving reports, adjourn for the purpose of holding committee and subcommittee meetings and conducting other House business, to reconvene at 1:30 p.m., Thursday, April 4, 2013, or upon call of the Chair.

First-named Sponsors

HR 9057—Gonzalez

Cosponsors

HB 21—Adkins

CS/CS/HB 53-Adkins

CS/HB 109—Albritton

CS/CS/HB 203-Raburn

CS/CS/HB 239—Rehwinkel Vasilinda

CS/HB 283—Raschein

CS/HB 301—Fresen, Moskowitz, O'Toole, Reed

CS/HB 339-Albritton

CS/HB 351—Albritton

HB 407—Ahern

CS/HB 579—Albritton

CS/HB 611—Albritton, Kerner

CS/HB 655—Spano

CS/HB 737—Hood

HM 753-B. Watson

CS/HB 887—Gaetz

CS/HB 927—Mayfield

CS/CS/HB 1129—Albritton, Stone

HM 1187—Albritton

HB 1193-Albritton

CS/HB 1325—Albritton

HB 4001—O'Toole

CS/HB 7029—Artiles, Gaetz

HR 9043—Rehwinkel Vasilinda

Withdrawals as Cosponsor

HB 525—Berman

First Reading of Committee and Subcommittee Substitutes by Publication

By the Judiciary Committee; Representatives **Passidomo**, **Caldwell**, **Cummings**, **Moraitis**, and **R. Rodrigues**—

CS/HB 87—A bill to be entitled An act relating to mortgage foreclosures; amending s. 95.11, F.S.; revising the limitations period for commencing an action to enforce a claim of a deficiency judgment after a foreclosure action; providing for applicability to actions commenced on or a after a specified date; providing a time limitation for commencing certain actions; amending s. 121.021, F.S.; revising definition of the term "termination"; amending s. 121.091, F.S.; providing that a retired justice or retired judge is not subject to certain limitations otherwise applicable to retired employees for a specified period; amending s. 121.591, F.S.; providing that, for a specified period, a retired justice or retired judge who returns to temporary employment as a senior judge in any court may continue to receive a distribution of his or her retirement account after providing proof of termination from his or her regularly established position; creating s. 702.015, F.S.; providing legislative intent; specifying required contents of a complaint seeking to foreclose on certain types of residential properties with respect to the authority of the plaintiff to foreclose on the note and the location of the note; authorizing sanctions against plaintiffs who fail to comply with complaint requirements; providing for nonapplicability to proceedings involving timeshare interests; creating s. 702.036, F.S.; requiring a court to treat a collateral attack on a final judgment of foreclosure on a mortgage as a claim for monetary damages under certain circumstances; prohibiting such court from granting certain relief affecting title to the foreclosed property; providing for construction relating to the rights of certain persons to seek specified types of relief or pursue claims against the foreclosed property under certain circumstances; amending s. 702.06, F.S.; limiting the amount of a deficiency judgment; amending s. 702.10, F.S.; revising the class of persons authorized to move for expedited foreclosure to include lienholders; defining the term "lienholder"; providing requirements and procedures with respect to an order directed to defendants to show cause why a final judgment of foreclosure should not be entered; providing that certain failures by a defendant to make certain filings or to make certain appearances may have specified legal consequences; requiring the court to enter a final judgment of foreclosure and order a foreclosure sale under certain circumstances; revising a restriction on a mortgagee to request a court to order a mortgagor defendant to make payments or to vacate the premises during an action to foreclose on residential real estate to provide that the restriction applies to all but owner-occupied residential property; providing a presumption regarding owner-occupied residential property; creating s. 702.11, F.S.; providing requirements for reasonable means of providing adequate protection under s. 673.3091, F.S., in mortgage

foreclosures of certain residential properties; providing for liability of persons who wrongly claim to be holders of or entitled to enforce a lost, stolen, or destroyed note and cause the mortgage secured thereby to be foreclosed in certain circumstances; providing for construction and applicability; requiring that employer contribution rates be adjusted; providing a directive to the Division of Law Revision and Information; providing legislature findings; requesting the Florida Supreme Court to adopt rules and forms to expedite foreclosure proceedings; providing for contingent effect of specified provisions of the act; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Health Care Appropriations Subcommittee; and Health Innovation Subcommittee; Representatives **Smith** and **Fasano**—

CS/CS/HB 125—A bill to be entitled An act relating to the Program of All-inclusive Care for the Elderly (PACE); requiring the Agency for Health Care Administration to contract with a certain organization to provide PACE services in Duval, St. Johns, Baker, and Nassau Counties; requiring the agency to contract with a certain not-for-profit corporation to provide PACE services in Alachua and Clay Counties; authorizing the agency to contract with a certain organization to provide PACE services in Hernando and Pasco counties; providing an exemption from ch. 641, F.S., for an organization or the not-for-profit corporation providing PACE services in counties specified in the act; authorizing, subject to appropriation, enrollment slots for the program in such counties; prohibiting the agency from issuing additional PACE contracts under certain circumstances; requiring PACE projects approved after a specified date to be subject to certain rate-setting and encounter data submission requirements; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Finance & Tax Subcommittee; Representatives Hood, Cummings, M. Diaz, Eagle, Fitzenhagen, Hutson, La Rosa, Peters, Pigman, Raulerson, Santiago, and Spano—

CS/HB 279—A bill to be entitled An act relating to the rental of homestead property; amending s. 196.061, F.S.; revising criteria under which rental of such property is allowed for tax exemption purposes and not considered abandoned; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Finance & Tax Subcommittee; Representatives Davis, Eagle, Fullwood, Hutson, Pritchett, and Raschein—

CS/HB 437—A bill to be entitled An act relating to community development; amending s. 159.603, F.S.; revising the definition of "qualifying housing development"; amending s. 159.608, F.S.; revising the power of a housing finance authority to make loans directly to eligible persons; amending s. 420.507, F.S.; revising the powers of the Florida Housing Finance Corporation; specifying how the corporation will allocate certain funds; amending s. 420.5087, F.S.; revising provisions relating to state apartment incentive loans to provide for a competitive evaluation and selection process with respect to loan applications; amending s. 420.511, F.S.; providing that the corporation's strategic business plan must be consistent with a long-range program plan relating to affordable housing; deleting a requirement that the corporation compile certain data; revising provisions relating to the corporation's development of its long-range plan; revising the required contents and information to be included in the corporation's annual report; requiring the corporation to submit separate audited financial statements that include specified information and incorporate certain reports; requiring the Auditor General to conduct an operational audit of the corporation and provide a written report to the Legislature; amending ss. 420.0003, 420.0006, 420.504, and 420.506, F.S.; conforming provisions to changes made by this act; repealing s. 420.5091,

F.S., relating to the federal Homeownership and Opportunity for People Everywhere (HOPE) program; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Insurance & Banking Subcommittee; Representative **Fitzenhagen**—

CS/HB 493—A bill to be entitled An act relating to security of protected consumer information; creating s. 501.0051, F.S.; providing definitions; authorizing the representative of a protected consumer to place a security freeze on the protected consumer's consumer record; requiring a consumer reporting agency to establish a record if the protected consumer does not have an existing consumer report; requiring a consumer reporting agency to provide written confirmation of a security freeze within a specified period; prohibiting a consumer reporting agency from stating or implying that a security freeze reflects a negative credit history or rating; requiring a consumer reporting agency to remove a security freeze under specified conditions; providing for applicability; authorizing a consumer reporting agency to charge a fee for placing or removing a security freeze and for reissuing personal identification information; prohibiting a fee under certain circumstances; requiring written notification to change specified information in a protected consumer's record; providing exemptions; requiring a consumer reporting agency to notify a representative and provide specified information if the consumer reporting agency violates a security freeze; providing penalties and civil remedies; providing written disclosure requirements for consumer reporting agencies relating to protected consumer security freezes; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Government Operations Subcommittee; and Higher Education & Workforce Subcommittee; Representative **Tobia**—

CS/CS/HB 637—A bill to be entitled An act relating to public records and public meetings; creating s. 1004.097, F.S.; providing an exemption from public records requirements for any personal identifying information of an applicant for president, provost, or dean of any state university or Florida College System institution; providing an exemption from public meeting requirements for any meeting held for the purpose of identifying or vetting applicants for president, provost, or dean of any state university or Florida College System institution and for any portion of a meeting held for the purpose of establishing qualifications of, or any compensation framework to be offered to, such potential applicants that would disclose personal identifying information of an applicant or potential applicant; providing applicability; requiring release of the names of specified applicants within a certain timeframe; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Health Care Appropriations Subcommittee; Representative ${\bf Gaetz}-$

CS/HB 817—A bill to be entitled An act relating to health care; requiring the Department of Health to convene a study group to evaluate the need for a statewide repository for the core credentials data of health care practitioners; providing requirements for the study group; requiring the study group to submit recommendations to the Governor and Legislature; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Insurance & Banking Subcommittee; Representative Wood—

CS/HB 909—A bill to be entitled An act relating to property insurance; amending s. 627.0629, F.S.; revising the criteria applicable to when the office may hold a public hearing regarding a rate filing; amending s. 626.854, F.S.; revising the restrictions on public adjuster compensation, payment, commission, fee, or any other thing of value; providing penalties; deleting a provision requiring the public adjuster to ensure prompt notice of property loss claims; requiring a public adjuster to ensure that prompt notice is given of a claim to the insurer; requiring a public adjuster to meet or communicate with the insurer for a specified purpose; prohibiting a public adjuster, a public adjuster apprentice, or any person acting on behalf of a public adjuster or apprentice to enter into a contract or accept a power of attorney relating to repair work; prohibiting a public adjuster from acquiring any interest in salvaged property; providing an exception; amending s. 627.351, F.S.; deleting a provision that limits the amount that a public adjuster may charge, agree to, or accept as compensation with respect to a claim filed under a policy of the Citizens Property Insurance Corporation; requiring the corporation to prepare a report for each calendar year relating to the loss ratio attributable to losses that are not catastrophic losses for residential coverage provided by the corporation; amending s. 627.422, F.S.; authorizing a property insurance policy to prohibit the post-loss assignment of rights, benefits, causes of action, or choses in action, except for a specified purpose; voiding coverage if certain post-loss assignments are made under a policy that prohibits such acts; amending s. 627.706, F.S.; requiring insurers to offer sinkhole loss coverage with specified coverage limits; requiring discounts for the coverage limits; requiring insurers to offer sinkhole loss deductibles in specified percentages of policy dwelling limits; amending s. 627.707, F.S.; revising provisions relating to the payment of lienholders and other persons for stabilization and repair; amending s. 627.7074, F.S.; deleting a provision that allows a policyholder to obtain attorney fees under certain circumstances; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Agriculture & Natural Resources Subcommittee; Representatives **Patronis**, **Peters**, **Albritton**, **Combee**, **Hager**, **Pilon**, and **Rooney**—

CS/HB 999-A bill to be entitled An act relating to environmental regulation; amending s. 20.255, F.S.; authorizing the Department of Environmental Protection to adopt rules requiring or incentivizing the electronic submission of forms, documents, fees, and reports required for certain permits; amending ss. 125.022 and 166.033, F.S.; providing requirements for the review of development permit applications by counties and municipalities; amending s. 211.3103, F.S.; revising the definition of "phosphate-related expenses" to include maintenance and restoration of certain lands; amending s. 253.0345, F.S.; revising provisions for the duration of leases and consents of use issued by the Board of Trustees of the Internal Improvement Trust Fund for special events; providing conditions for fees relating to such leases and consents of use; creating s. 253.0346, F.S.; defining the term "first-come, first-served basis"; providing conditions for the discount and waiver of lease fees and surcharges for certain marinas, boatyards, and marine retailers; providing applicability; amending s. 373.118, F.S.; deleting provisions requiring the department to adopt general permits for public marina facilities; deleting certain requirements under general permits for public marina facilities and mooring fields; limiting the number of vessels for mooring fields authorized under such permits; amending s. 373.233, F.S.; clarifying conditions for competing consumptive use of water applications; amending s. 373.236, F.S.; prohibiting water management districts from reducing certain allocations as a result of seawater desalination plant activities; providing an exception; amending s. 373.308, F.S.; providing that issuance of well permits is the sole responsibility of water management districts; prohibiting certain counties and other government entities from imposing requirements and fees and establishing programs for installation and abandonment of groundwater wells; amending s. 373.323, F.S.; providing that licenses issued by water management districts are the only

water well construction licenses required for construction, repair, or abandonment of water wells; authorizing licensed water well contractors to install equipment for all water systems; amending s. 373.403, F.S.; defining the term "mean annual flood line"; amending s. 373.406, F.S.; exempting specified ponds, ditches, and wetlands from surface water management and storage requirements; exempting certain water control districts from wetlands or water quality regulations; amending s. 373.701, F.S.; providing a legislative declaration that efforts to adequately and dependably meet water needs; requiring the cooperation of utility companies, private landowners, water consumers, and the Department of Agriculture and Consumer Services; amending s. 373.703, F.S.; requiring the governing boards of water management districts to assist self-suppliers, among others, in meeting water supply demands; authorizing the governing boards to contract with selfsuppliers for the purpose of carrying out its powers; amending s. 373.709, F.S.; requiring water management districts to coordinate and cooperate with the Department of Agriculture and Consumer Services for regional water supply planning; providing criteria and requirements for determining agricultural water supply demand projections; amending s. 376.313, F.S.; holding harmless a person who discharges pollution pursuant to ch. 403, F.S.; amending s. 403.021, F.S.; providing requirements and conditions for water quality testing, sampling, collection, and analysis by the department; amending s. 403.031, F.S.; defining the term "beneficiary"; amending s. 403.061, F.S.; authorizing the department to adopt rules requiring or incentivizing the electronic submission of forms, documents, fees, and reports required for certain permits; amending s. 403.70605, F.S.; revising provisions governing solid waste collection services in competition with private companies to include commercial collection of recovered materials; amending s. 403.0872, F.S.; extending the payment deadline of permit fees for major sources of air pollution and conforming the date for related notice by the department; revising provisions for the calculation of such annual fees; amending s. 403.813, F.S.; revising conditions under which certain permits are not required for seawall restoration projects; creating s. 403.8141, F.S.; requiring the Department of Environmental Protection to establish general permits for special events; providing permit requirements; amending s. 403.973, F.S.; authorizing expedited permitting for natural gas pipelines, subject to specified certification; providing that natural gas pipelines are subject to certain requirements; providing that natural gas pipelines are eligible for certain review; amending s. 570.076, F.S.; conforming a crossreference; amending s. 570.085, F.S.; requiring the Department of Agriculture and Consumer Services to establish an agricultural water supply planning program; providing program requirements; providing an effective

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Insurance & Banking Subcommittee; Representative Hager—

CS/HB 1107—A bill to be entitled An act relating to the Florida Hurricane Catastrophe Fund; amending s. 215.555, F.S.; revising the definition of the term "corporation"; deleting an outdated coverage level; revising coverage levels available under the reimbursement contract; revising aggregate coverage limits; providing for the phase-in of changes to coverage levels and limits; requiring the board to perform certain calculations under specified circumstances; revising the exemption of medical malpractice insurance premiums from emergency assessments if certain revenues are determined to be insufficient to fund the obligations, costs, and expenses of the Florida Hurricane Catastrophe Fund and the Florida Hurricane Catastrophe Fund Finance Corporation; changing the name of the Florida Hurricane Catastrophe Fund Finance Corporation; amending s. 215.555, F.S.; deleting provisions relating to temporary emergency options for additional coverage; amending s. 627.062, F.S.; providing for recoupment of certain costs of reinsurance; amending s. 627.0629, F.S.; conforming a cross-reference; providing effective dates.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Rulemaking Oversight & Repeal Subcommittee; Representative Adkins—

CS/HB 1225—A bill to be entitled An act relating to administrative procedures; amending s. 57.111, F.S.; revising the definition of the term 'small business party"; providing conditions under which a proceeding is not substantially justified for purposes of an award under the Florida Equal Access to Justice Act; amending s. 120.52, F.S.; defining the term "small business" as used in the Administrative Procedure Act; amending s. 120.55, F.S.; providing for publication of notices of rule development and of rules filed for adoption; providing additional notice of rule development, proposals, and adoptions; amending s. 120.56, F.S.; providing that the petitioner challenging a proposed rule or unadopted agency statement has the burden of establishing a prima facie case; amending s. 120.569, F.S.; providing for extension of time to render final agency action in certain circumstances; amending s. 120.57, F.S.; conforming proceedings opposing agency action based on an invalid rule or unadopted rule to proceedings for challenging rules; requiring notice of whether the agency will rely on the challenged rule or unadopted rule; providing for the administrative law judge to make certain findings and enter a final order on the validity of the rule or the use of an unadopted rule; providing for stay of proceedings not involving disputed issues of fact upon timely filing of rule challenge; amending s. 120.573, F.S.; authorizing any party to request mediation of rule challenge and declaratory statement proceedings; amending s. 120.595, F.S.; providing for an award of attorney fees and costs in specified challenges to agency action; removing certain exceptions from requirements that attorney fees and costs be rendered against the agency in proceedings in which the petitioner prevails in a rule challenge; requiring service of notice of invalidity to an agency before bringing a rule challenge as a condition precedent to award of attorney fees and costs; providing for award of additional attorney fees and costs for litigating entitlement to and amount of attorney fees and costs in administrative actions; providing that such awards of additional attorney fees and costs are not subject to certain statutory limits; amending s. 120.68, F.S.; providing for appellate review of orders rendered in challenges to specified rules or unadopted rules; amending s. 120.695, F.S.; removing obsolete provisions with respect to required agency review and designation of minor violations; amending ss. 420.9072, 420.9075, and 443.091, F.S.; conforming crossreferences; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Appropriations Committee; and Finance & Tax Subcommittee; Representative Caldwell—

CS/HB 7105—A bill to be entitled An act relating to tax administration; amending s. 198.13, F.S.; eliminating a requirement for a personal representative to file a Florida estate tax return for decedents who die after December 31, 2012; providing for retroactive application; amending s. 211.3103, F.S.; revising the definition of the term "phosphate-related expenses" to include additional uses for which a county may expend phosphate tax proceeds; amending s. 212.07, F.S.; conforming a crossreference; subjecting a dealer to monetary and criminal penalties for the willful failure to collect certain taxes or fees after notice of the duty to collect the taxes or fees by the Department of Revenue; amending s. 212.12, F.S.; deleting provisions relating to the imposition of criminal penalties after notice by the Department of Revenue of requirements to register as a dealer or to collect taxes; making technical and grammatical changes to provisions specifying penalties for making a false or fraudulent return with the intent to evade payment of a tax or fee; amending s. 212.14, F.S.; defining the term "person"; authorizing the Department of Revenue to adopt rules relating to requirements for a person to deposit cash, a bond, or other security with the department in order to ensure compliance with sales tax laws; making technical and grammatical changes; amending s. 212.18, F.S.; subjecting a person to criminal penalties for willfully failing to register as a dealer after notice of the duty to register by the Department of Revenue; making technical and grammatical changes; amending s. 213.13, F.S.; revising the due date for funds collected by the clerks of court to be transmitted to the Department of Revenue; providing for retroactive application; amending s. 213.21, F.S.; revising the maximum dollar amount of compromise authority that the Department of Revenue may delegate to the executive director; creating s. 213.295, F.S.; providing definitions; subjecting a person to criminal penalties and monetary penalties for knowingly selling or engaging in certain other actions involving an automated sales suppression device, zapper, or phantom-ware; defining sales suppression devices, zappers, and phantom-ware as contraband articles under the Florida Contraband Forfeiture Act; amending s. 443.131, F.S.; requiring employers to produce records for the Department of Economic Opportunity or its tax collection service provider as a prerequisite for a reduction in the employers' rate of unemployment tax; amending s. 443.141, F.S.; providing a method for calculating the interest rate for past due contributions and reimbursements, and delinquent, erroneous, incomplete, or insufficient reports; providing effective dates.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Rulemaking Oversight & Repeal Subcommittee; and State Affairs Committee; Representative Raburn—

CS/HB 7115—A bill to be entitled An act relating to numeric nutrient criteria; amending s. 403.061, F.S.; authorizing the Department of Environmental Protection to implement specified provisions to control nutrient load in state waters; authorizing the department to implement specified nutrient standards; providing for deletion of a specified rule from the Florida Administrative Code; providing that specified nutrient criteria rules are subject to specified provisions of the Florida Administrative Code; exempting such nutrient criteria rules from ratification by Legislature under s. 120.541(3), F.S.; directing the department to establish numeric interpretations of the narrative nutrient criterion for certain estuaries and waters, subject to specified provisions and standards; directing the department to submit a specified report to the Governor and Legislature; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Reference

CS/HB 33—Referred to the Agriculture & Natural Resources Appropriations Subcommittee and State Affairs Committee.

CS/HB 157—Referred to the Regulatory Affairs Committee.

CS/HB 277—Referred to the Regulatory Affairs Committee.

CS/CS/HB 519—Referred to the Appropriations Committee and State Affairs Committee.

CS/CS/HB 821—Referred to the Calendar of the House.

CS/HB 1071—Referred to the Health & Human Services Committee.

CS/HB 1077—Referred to the Judiciary Committee and Economic Affairs Committee.

CS/HM 1087—Referred to the Calendar of the House.

CS/HB 1245—Referred to the Appropriations Committee and Regulatory Affairs Committee.

House Resolutions Adopted by Publication

At the request of Rep. Metz-

HR 9025—House Resolution A resolution recognizing the honorable service and sacrifice of Florida's Vietnam veterans.

WHEREAS, the Vietnam War took place in Vietnam, Laos, and Cambodia from November 1, 1955, until the United States Congress passed the Case-Church amendment in 1973, which prohibited the further use of American military forces in the area, and

WHEREAS, because of the intense public opposition to the war that existed at the time, members of the United States Armed Services returned home to an unprecedented lack of formal positive recognition of their honorable service and the tremendous sacrifices they had made on behalf of their country, and

WHEREAS, the lack of formal "Welcome Home" parades and other traditional celebrations that were common for United States soldiers returning from previous military engagements, coupled with verbal and sometimes physical abuse, resulted in great disillusionment, undeserved indignity, and often great suffering and anguish among returning Vietnam veterans, and

WHEREAS, as of July 2011, the Department of Veterans' Affairs estimated that there were approximately 454,000 Vietnam-era veterans living in the State of Florida, and

WHEREAS, as March 30, 2013, marks the official date of the 40th anniversary of the end of the United States' involvement in the Vietnam War, this state is presented with a unique and historic opportunity to hold appropriate observances and long-overdue recognition ceremonies that will honor Florida's aging Vietnam War veterans and that may finally provide these brave men and women a fitting expression of gratitude and a measure of healing and official closure that has been denied them for decades and that they so greatly deserve, and

WHEREAS, the importance of the commemoration of this historic anniversary and the opportunity to attempt to rectify past injustices and ingratitude cannot be stressed strongly enough, and

WHEREAS, it is fitting and appropriate that the House of Representatives encourage and support efforts within the state to mark this historic anniversary and to attempt to redress the lack of appropriate recognition and undeserved ingratitude that so many of these brave servicemen and servicewomen received upon returning home, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That in recognition of the 40th anniversary of the end of the United States' involvement in the Vietnam War on March 30, 2013, Florida's state agencies and officials, counties, municipalities, and community organizations are called upon and encouraged to publicly acknowledge and demonstrate the state's appreciation for the honorable service and sacrifice of its Vietnam veterans through such activities as issuing appropriate resolutions and holding or providing support for special recognitions throughout the year.

—was read and adopted by publication pursuant to Rule 10.17.

At the request of Rep. Edwards and Rooney-

HR 9027—House Resolution A resolution designating April 2013 as "Autism Awareness Month" in the State of Florida.

WHEREAS, autism spectrum disorder is a lifelong developmental disability resulting in impairment of an individual's ability to learn, develop healthy interactive behaviors, and understand verbal, nonverbal, and reciprocal communication, and

WHEREAS, autism, the result of a neurological disorder affecting brain function, affects one in every 88 children and millions nationwide, but few understand this complex disorder, and

WHEREAS, although no cure for autism has been found, persons with the disability can receive help to reach their greatest potential with accurate, early diagnosis and appropriate education and intervention, which are vital components to the future growth and development of those affected by the disorder, and

WHEREAS, support groups, such as the National Autism Registry and the Florida affiliate of the Autism Society of America, have dedicated years of service to their ongoing efforts to promote awareness of the needs of persons with autism and to advocate for their rights, including the right to dignity,

respect, and appropriate education and employment, while these groups also remain deeply committed to enabling families, professionals, and the general public to better understand the effects of this lifelong disability, and

WHEREAS, autism is a complex neurological disorder that requires continued research to find treatment options to help those affected by it and to provide families with education, awareness, and acceptance, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That April 2013 is designated as "Autism Awareness Month" in the State of Florida and that all citizens are encouraged to acknowledge the necessity for the continuing search for the cause of the disorder and a concerted effort to understand and support those individuals and their caregivers who are touched by this disability.

—was read and adopted by publication pursuant to Rule 10.17.

At the request of Rep. Perry—

HR 9031—House Resolution A resolution designating January 2014 as "Stalking Awareness Month" in the State of Florida.

WHEREAS, 6.6 million people in the United States are stalked each year, and

WHEREAS, one in six women and one in 19 men in the United States have experienced stalking victimization during their lifetimes, and

WHEREAS, the majority of stalking victims are stalked by someone they know, and 66 percent of female victims and 41 percent of male victims are stalked by a current or former intimate partner, and

WHEREAS, 11 percent of victims reported being stalked for 5 years or more, and 66 percent of victims are stalked at least once per week, and

WHEREAS, 76 percent of women who are killed by an intimate partner experienced stalking, and

WHEREAS, one in seven stalking victims changes residence as a result of his or her victimization, and

WHEREAS, one in eight employed victims of stalking misses work because of his or her victimization, and more than half miss five days of work or more, and

WHEREAS, according to a National Violence Against Women survey, slightly more than half of female stalking victims reported the stalking to police, and

WHEREAS, the Florida Department of Law Enforcement's 2011 Annual Uniform Crime Report reflected a 65.1-percent increase in simple stalking in the state, and

WHEREAS, stalking is a known precursor to domestic and dating violence homicide, and the Florida Department of Law Enforcement's 2012 Semi-Annual Uniform Crime Report reflected a 21-percent increase in domestic violence homicides in the state, and

WHEREAS, January has been designated "National Stalking Awareness Month" in the United States, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That January 2014 is designated as "Stalking Awareness Month" in the State of Florida, providing an opportunity to educate the public about the dangers of stalking behavior and to raise awareness about protection laws and the resources available to stalking victims.

—was read and adopted by publication pursuant to Rule 10.17.

At the request of Rep. Eagle—

HR 9039—House Resolution A resolution designating November 2013 as "Lung Cancer Awareness Month" in Florida.

WHEREAS, lung cancer is the leading cancer killer in the United States and in the State of Florida, and

WHEREAS, Florida ranks second in the nation in both the number of new lung cancer cases and the number of deaths per year, with approximately 17,960 estimated new cases and an estimated 12,070 expected to die from the disease this year, and

WHEREAS, lung cancer causes more deaths than any other cancer, and the 5-year survival rate for all stages of lung cancer combined is only 16 percent, and

WHEREAS, funding for lung cancer research trails far behind funding for other cancer research, and

WHEREAS, the most significant risk factors for developing lung cancer are cigarette smoking and other tobacco consumption, with more than 87 percent of all lung cancer deaths attributed to smoking tobacco products, and

WHEREAS, nearly 50,000 deaths in the United States each year from lung cancer and heart disease are attributed to second-hand smoke exposure, and

WHEREAS, established comprehensive tobacco-prevention programs in this state and others have resulted in significant declines in state health care costs and other smoking-caused expenditures and have prevented thousands of people from suffering from a wide range of smoking-related illnesses, and

WHEREAS, the National Lung Cancer Partnership, the only lung cancer advocacy organization founded by physicians and researchers working together with survivors and advocates, is dedicated to decreasing deaths due to lung cancer and to helping patients live longer and better lives through research, awareness, and advocacy, and

WHEREAS, the State of Florida demonstrates its commitment by making lung cancer a public health priority, supporting advocacy work on behalf of lung cancer patients and all those at risk for the disease, and offering support and care for all those in our state affected by lung cancer, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the month of November 2013 is designated as "Lung Cancer Awareness Month" in the State of Florida, and all Floridians are urged to understand and take steps to minimize lung cancer risks and to join the National Lung Cancer Partnership in promoting better health through lung cancer awareness and prevention.

—was read and adopted by publication pursuant to Rule 10.17.

At the request of Rep. Hood-

HR 9041—House Resolution A resolution designating March 2013 as "Multiple System Atrophy Month" in the State of Florida.

WHEREAS, multiple system atrophy (MSA) is a progressive neurodegenerative disorder that affects the autonomic nervous system and movement, and

WHEREAS, although the cause is unknown, the disorder's symptoms reflect the loss of nerve cells in several areas of the brain and spinal cord that control the autonomic nervous system and coordinate muscle movements, and

WHEREAS, MSA symptoms include problems with balance, coordination, gait, bladder and bowel movement, speech, swallowing, and breathing, and

WHEREAS, there is no cure for MSA, which affects approximately 50,000 Americans, and

WHEREAS, the typical survival time after diagnosis is 7 to 9 years, and WHEREAS, increased education and awareness are needed to assist in diagnosing MSA and to raise funds for research that ultimately may lead to a cure, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That March 2013 is designated as "Multiple System Atrophy Month" in the State of Florida in honor of all the agencies and individuals who help and provide hope for people dealing with this devastating disorder.

—was read and adopted by publication pursuant to Rule 10.17.

At the request of Rep. Renuart-

HR 9045—House Resolution A resolution designating April 3, 2013, as "Osteopathic Medicine Day" in Florida.

WHEREAS, there are currently more than 70,000 osteopathic physicians in the United States and more than 4,500 osteopathic physicians in Florida, and

WHEREAS, osteopathic physicians provide health care services that account for more than 76 million patient visits in this country each year, and

WHEREAS, this state has three accredited osteopathic hospitals, two osteopathic medical colleges, and the third-largest osteopathic physician population in the United States, and

WHEREAS, osteopathic physicians provide comprehensive medical care, including preventive medicine, diagnoses, and the appropriate use of drugs, surgery, manipulation, and hospital referrals, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives commends the osteopathic physicians of this state for their contributions to the health and welfare of the residents of this state and designates April 3, 2013, as "Osteopathic Medicine Day" in Florida.

—was read and adopted by publication pursuant to Rule 10.17.

At the request of Rep. Renuart—

HR 9047—House Resolution A resolution designating April 2, 2013, as "Florida Discovery Day" in the State of Florida.

WHEREAS, in the spring of 1513, Spanish explorer Juan Ponce de León discovered Florida in an attempt to find the island of Bimini, and

WHEREAS, on March 27, 1513, records made during the voyage and studied by the 16th-century Spanish historian Antonio de Herrera indicated that an "unknown island" was sighted by Ponce de León and his crew, which turned out to be the first-recorded sighting of the Florida coastline, and

WHEREAS, Juan Ponce de León is believed to have landed on the shore of present-day Florida between April 3 and April 8, 1513, after his crew took a latitude reading at 30 degrees, 8 minutes latitude, which is just north of present-day St. Augustine in Ponte Vedra Beach, and

WHEREAS, Ponce de León named the newly discovered land "La Florida" in recognition of the lush foliage on shore and the recent passing of the Spanish Easter celebration, Pascua Florida or the Festival of Flowers, and

WHEREAS, the year 2013 marks the 500-year anniversary of the first recorded sighting of and landing in Florida by Juan Ponce de León and his crew, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That April 2, 2013, is recognized as "Florida Discovery Day" in the State of Florida in honor of the discovery of Florida in 1513 by Spanish explorer and adventurer Juan Ponce de León.

—was read and adopted by publication pursuant to Rule 10.17.

At the request of Rep. Patronis—

HR 9051—House Resolution A resolution designating April 2, 2013, as "FSU Day" in the State of Florida.

WHEREAS, the main campus of Florida State University in Tallahassee is the oldest continuous site of higher education in Florida and chartered the state's first chapter of Phi Beta Kappa, the nation's oldest academic honor society, in 1935, and

WHEREAS, in 1994, Florida State University joined an elite group of the nation's top research universities, being designated a "Research I" institution by the Carnegie Foundation, and

WHEREAS, Florida State University currently offers graduate and undergraduate degrees in 324 programs within 16 independent colleges and

schools, taught by a faculty of 1,737 members, which has included nine National Academy of Sciences members and six Nobel Laureates, and

WHEREAS, Florida State University's fall 2012 freshman class was one of the most academically accomplished freshman classes in the university's history, with an average high school grade point average of 4.0, an average SAT score of 1857, and an average composite ACT score of 28, as well as an average high school grade point average of 4.35 among honors students, and

WHEREAS, Florida State University was ranked by U.S. News & World Report as the nation's "Most Efficient" university in producing the highest possible education with limited or reduced resources, a ranking that represents the university's excellence in spending on student instruction, research, student services, and other related expenditures, and

WHEREAS, the Florida State University College of Medicine has produced alumni practicing in numerous rural communities in which recruiting new physicians has been traditionally difficult, including Arcadia, Bonifay, Blountstown, Clermont, Crestview, Marianna, Perry, and Winter Haven, and

WHEREAS, the college experience continues to enrich the lives of Florida State University students due to the university's longstanding promotion of racial, ethnic, and cultural diversity on its campus, along with aggressive recruitment of diverse groups of students, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That April 2, 2013, is designated as "FSU Day" in the State of Florida in recognition of Florida State University's contribution as an outstanding institution of higher education.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to the president of Florida State University, Dr. Eric J. Barron, as a tangible token of the sentiments expressed herein.

—was read and adopted by publication pursuant to Rule 10.17.

At the request of Rep. Rogers-

HR 9053—House Resolution A resolution recognizing June 2013 as "Caribbean Heritage Month" in the State of Florida.

WHEREAS, from a region that conjures images of a scenic paradise, Caribbean Americans are as vibrant as the islands from which they come, possessing a wealth of talent and history that reverberates throughout this great state and nation, and

WHEREAS, as educators, authors, community leaders, activists, athletes, artists, musicians, and politicians, Caribbean Americans have made their mark in every facet of our society and have contributed to the betterment and diversity of our state and nation, and

WHEREAS, counted among many famous sons and daughters of the Caribbean are activist W.E.B. Du Bois; United States Secretary of the Treasury Alexander Hamilton; United States Secretary of State Colin Powell; Oscar-nominated actress Cicely Tyson; Oscar-winning actor Sidney Poitier; author, poet, and civil rights activist James Weldon Johnson; musician, actor, and social activist Harry Belafonte; Haitian Revolution General Henri Christophe; actor and author Louise Bennett-Coverley; former Florida Lieutenant Governor Jennifer Carroll; and numerous others who have displayed great strength and resiliency while serving as pioneers among the people of the Caribbean, and

WHEREAS, the United States has thrived as a country of immigrants, united by common values and by the promise of a better tomorrow, and

WHEREAS, in 2013, the political influence of Caribbean Americans in the Florida Legislature is evident and is represented in both the House of Representatives and the Senate by members from the Bahamas, the Cayman Islands, Haiti, and Jamaica, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That June 2013 is recognized as "Caribbean Heritage Month" in the State of Florida and all communities and individuals throughout the state and nation

are encouraged to honor their culture and historical bonds and reminded that America's greatness lies in its diversity.

—was read and adopted by publication pursuant to Rule 10.17.

At the request of Rep. Gonzalez-

HR 9057—House Resolution A resolution designating April 3-4, 2013, as "Miami-Dade County Days" to recognize the 25th anniversary of Miami-Dade County Days at the Capitol.

WHEREAS, greater Miami-Dade County contains thousands of businesses that employ millions of people and is the site of foreign consulates, international trade offices, and bi-national chambers of commerce, and

WHEREAS, Miami-Dade County is a center of world finance, with hundreds of financial institutions and foreign agencies within its boundaries, and

WHEREAS, the film and music industries have made Miami-Dade County one of the largest production centers in the nation, and

WHEREAS, manufacturing is also a key industry in Miami-Dade County, with thousands of companies employing several thousand individuals in manufacturing jobs, and

WHEREAS, Miami-Dade County is currently experiencing a cultural boom in world-class entertainment and cultural activities, which is evidenced by the thousands of nonprofit cultural organizations offering dance, theater, music, visual arts, and other festivals and special events, and

WHEREAS, the Miami-Dade County community is a microcosm of the world, in which scores of countries are represented and diverse languages are spoken daily, and

WHEREAS, 25 years ago the late Representative John F. Cosgrove, as chair of the former Dade County legislative delegation, worked with the private sector to create what is now Miami-Dade County Days at the Capitol, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That April 3-4, 2013, are designated as "Miami-Dade County Days" to recognize the 25th anniversary of the celebration of Miami-Dade County Days at the Capitol.

—was read and adopted by publication pursuant to Rule 10.17.

Reports of Standing Committees and Subcommittees

Received April 1:

The Business & Professional Regulation Subcommittee reported the following favorably:

HB 1245 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, HB 1245 was laid on the table.

The Rulemaking Oversight & Repeal Subcommittee reported the following favorably:

HB 7113

The above bill was transmitted to the next committee or subcommittee of reference, the State Affairs Committee.

Received April 2:

The Judiciary Committee reported the following favorably: HB 87 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, HB 87 was laid on the table.

The Health Care Appropriations Subcommittee reported the following favorably:

CS/HB 125 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, CS/HB 125 was laid on the table.

The Government Operations Appropriations Subcommittee reported the following favorably:

CS/HB 211

The above committee substitute was transmitted to the next committee or subcommittee of reference, the Regulatory Affairs Committee.

The Finance & Tax Subcommittee reported the following favorably: HB 279 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, HB 279 was laid on the table.

The Government Operations Appropriations Subcommittee reported the following favorably:

CS/HB 347

The above committee substitute was transmitted to the next committee or subcommittee of reference, the Regulatory Affairs Committee.

The Government Operations Appropriations Subcommittee reported the following favorably:

CS/HB 383

The above committee substitute was transmitted to the next committee or subcommittee of reference, the Regulatory Affairs Committee.

The Finance & Tax Subcommittee reported the following favorably: HB 437 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, HB 437 was laid on the table.

The Insurance & Banking Subcommittee reported the following favorably:

HB 493 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, HB 493 was laid on the table.

The Government Operations Appropriations Subcommittee reported the following favorably:

CS/HB 495

The above committee substitute was transmitted to the next committee or subcommittee of reference, the Appropriations Committee.

The Government Operations Subcommittee reported the following favorably:

CS/HB 637 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, CS/HB 637 was laid on the table.

The Health Care Appropriations Subcommittee reported the following favorably:

HB 817 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, HB 817 was laid on the table.

The Insurance & Banking Subcommittee reported the following favorably:

HB 909 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, HB 909 was laid on the table.

The Agriculture & Natural Resources Subcommittee reported the following favorably:

HB 999 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, HB 999 was laid on the table.

The Health Care Appropriations Subcommittee reported the following favorably:

CS/HB 1015

The above committee substitute was transmitted to the next committee or subcommittee of reference, the Health & Human Services Committee.

The Insurance & Banking Subcommittee reported the following favorably:

HB 1107 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, HB 1107 was laid on the table.

The Health Care Appropriations Subcommittee reported the following favorably:

CS/HB 1109

The above committee substitute was transmitted to the next committee or subcommittee of reference, the Health & Human Services Committee.

The Rulemaking Oversight & Repeal Subcommittee reported the following favorably:

HB 1225 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, HB 1225 was laid on the table.

The Health Care Appropriations Subcommittee reported the following favorably:

CS/HB 1323

The above committee substitute was placed on the Calendar of the House.

The Appropriations Committee reported the following favorably: HB 7105 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, HB 7105 was laid on the table.

The Rulemaking Oversight & Repeal Subcommittee reported the following favorably:

HB 7115 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, HB 7115 was laid on the table.

Excused

Reps. Hager, Hooper

Adjourned

Pursuant to the motion previously agreed to, the House adjourned at 6:15 p.m., to reconvene at 1:30 p.m., Thursday, April 4, 2013, or upon call of the Chair

Pages and Messengers for the week of April 1-5, 2013 407

Pages—Kelyce Allen, Tallahassee; CJ Bennett, Tallahassee; Jared Bethke, Tallahassee; Kathryn Brooks, Tallahassee; Olivia DeBoest, Fort Myers; Sydney Howard, Plantation; Rylee Johnson, Wesley Chapel; Xandré McCleary, Oviedo; Madelynn McKellen, Port Richey; Skylar Miles, Ocala; Raquel Peña, Coral Gables; J. C. Pritchett III, St. Petersburg; Gabriela Santiago, Deltona; Tiondré Toomer, Miami.

Messengers—Zachary Alheim, Jacksonville; Matt Cohen, Plantation; Martha Hague, Tallahassee; Benjamin Incera, Coral Gables; Ella Kennedy, Palatka; Kathleen McDonald, Wilton Manors; Geeta Minocha, Ocala; Sarah Moyer, New Port Richey; Ashleigh Newland, Tamarac; Salvador Pérez, Groveland; John Ukenye, Miami; Connor Woodburn, Estero.

CHAMBER ACTIONS ON BILLS

Tuesday, April 2, 2013

HB	21 — Read 2nd time; Placed on 3rd reading	CS/HB	655 — Read 2nd time; Placed on 3rd reading
CS/CS/HB	53 — Read 2nd time; Placed on 3rd reading	CS/HB	841 — Read 2nd time; Placed on 3rd reading
CS/CS/HB	113 — Read 2nd time; Placed on 3rd reading	CS/CS/HB	867 — Read 2nd time; Amendment 575309 Failed; Amendment 595323 adopted; Placed on 3rd
CS/CS/HB	269 — Read 2nd time; Placed on 3rd reading		reading
НВ	295 — Read 2nd time; Amendment 204583 adopted;	CS/HB	1033 — Temporarily postponed, on 2nd Reading
	Amendment 797125 adopted; Amendment 797125 adopted as amended; Placed on 3rd reading	CS/CS/HB	1309 — Read 2nd time; Amendment 894505 adopted; Amendment 306463 adopted; Amendment 950351 adopted; Placed on 3rd reading
HB	407 — Read 2nd time; Placed on 3rd reading	CS/HB	4019 — Read 2nd time; Placed on 3rd reading
CS/HB	461 — Read 2nd time; Placed on 3rd reading	НВ	4029 — Read 2nd time; Placed on 3rd reading
CS/HB	463 — Temporarily postponed, on 2nd Reading	CS/CS/HB	7009 — Read 2nd time; Amendment 501965 adopted;
HB	525 — Read 2nd time; Amendment 416475 adopted;		Placed on 3rd reading;
	Placed on 3rd reading	CS/HB	7029 — Read 2nd time; Amendment 603625 Failed;
CS/HB	585 — Read 2nd time; Placed on 3rd reading		Placed on 3rd reading
CS/CS/HB	609 — Read 2nd time; Placed on 3rd reading	CS/CS/HB	7091 — Temporarily postponed, on 2nd Reading
CS/HB	611 — Read 2nd time; Placed on 3rd reading		

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CS/CS/HB 113	CS/CS/HB 867	96
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CS/HB 125	CS/HB 909	
Consideration of CS/CS/HB 7091 was temporarily postponed 391,	HB 909	06
402-	CS/HB 92739	99
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